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FINAL
CITY COUNCIL

CITY OF WICHITA
KANSAS

City Council Meeting
09:00 a.m. October 1, 2013

City Council Chambers
455 North Main

OPENING OF REGULAR MEETING

- Call to Order
- Invocation
- Pledge of Allegiance
- Approve the minutes of the regular meeting on September 24, 2013

AWARDS AND PROCLAMATIONS

- Proclamations:

The Big Read Month
Southeast/East High Reunion Weekend
Community Awareness Month
- Awards:

Park and Recreation Passport Winners

I. PUBLIC AGENDA

NOTICE: No action will be taken relative to items on this agenda other than referral for information. Requests to appear will be placed on a "first-come, first-served" basis. This portion of the meeting is limited to thirty minutes and shall be subject to a limitation of five minutes for each presentation with no extension of time permitted. No speaker shall be allowed to appear more frequently than once every fourth meeting. Members of the public desiring to present matters to the Council on the public agenda must submit a request in writing to the office of the city manager prior to twelve noon on the Tuesday preceding the council meeting. Matter pertaining to personnel, litigation and violations of laws and ordinances are excluded from the agenda. Rules of decorum as provided in this code will be observed.

1. Ben Lee - Gang Violence and Guns.

II. CONSENT AGENDAS (ITEMS 1 THROUGH 12)

NOTICE: Items listed under the "Consent Agendas" will be enacted by one motion with no separate discussion. If discussion on an item is desired, the item will be removed from the "Consent Agendas" and considered separately

(The Council will be considering the City Council Consent Agenda as well as the Planning, Housing, and Airport Consent Agendas. Please see "ATTACHMENT 1 – CONSENT AGENDA ITEMS" for a listing of all Consent Agenda Items.)

COUNCIL BUSINESS

III. UNFINISHED COUNCIL BUSINESS

None

IV. NEW COUNCIL BUSINESS

1. Public Hearing and Adoption of a Redevelopment Project Plan, Tax Increment Financing for the Exchange Place Project. (District VI)

RECOMMENDED ACTION: Close the public hearing, approve first reading of the ordinance adopting the Exchange Place TIF Project Plan and authorize the necessary signatures.

2. 2014 Special Liquor Tax Allocation.

RECOMMENDED ACTION: Approve the Special Liquor Tax Coalition 2014 funding recommendations, authorize provider contracts be developed for the recommended allocations, and authorize the release of one additional RFP for detoxification/sobering services.

3. Contract for Independent Audit Services.

RECOMMENDED ACTION: Approve the contract and authorize the necessary signatures.

4. Drought Plan.

RECOMMENDED ACTION: Approve the drought plan and place the ordinance on first reading.

COUNCIL BUSINESS SUBMITTED BY CITY AUTHORITIES

PLANNING AGENDA

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

V. NON-CONSENT PLANNING AGENDA

None

HOUSING AGENDA

NOTICE: The City Council is meeting as the governing body of the Housing Authority for consideration and action on the items on this Agenda, pursuant to State law, HUD, and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion.

Fern Griffith, Housing Member is also seated with the City Council.

VI. NON-CONSENT HOUSING AGENDA

1. Public Hearing - 2014 Annual Agency Plan.

RECOMMENDED ACTION: Conduct the public hearing, close the hearing, approve the Wichita Housing Authority 2014 Annual Agency Plan, and authorize the necessary signatures to certify the Plan for submission to the U.S. Department of Housing and Urban Development.

AIRPORT AGENDA

NOTICE: The City Council is meeting as the governing body of the Airport Authority for consideration and action on items on this Agenda, pursuant to State law and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion.

VII. NON-CONSENT AIRPORT AGENDA

None

COUNCIL AGENDA

VIII. COUNCIL MEMBER AGENDA

1. Approval of travel for Mayor Carl Brewer, Vice Mayor Pete Meitzner, Council Member Jeff Blubaugh, Council Member James Clendenin, Council Member Jeff Longwell, and Council Member Lavonta Williams to attend the 2013 Annual LKM Conference in Overland Park, Kansas, October 12-14, 2013.

RECOMMENDED ACTION: Approve the expenditures.

IX. COUNCIL MEMBER APPOINTMENTS

1. Board Appointments.

RECOMMENDED ACTION: Approve the Appointments.

Adjournment

(ATTACHMENT 1 – CONSENT AGENDA ITEMS 1 THROUGH 12)

II. CITY COUNCIL CONSENT AGENDA ITEMS

1. Report of Board of Bids and Contracts dated September 30, 2013.

RECOMMENDED ACTION: Receive and file report; approve Contracts;
authorize necessary signatures.

2. Applications for Licenses to Retail Cereal Malt Beverages:

<u>Renewal</u>	<u>2013</u>	<u>(Consumption on Premises)</u>
Huyen T Vo	Saigon Pho LLC**	4857 East Harry
<u>Renewal</u>	<u>2013</u>	<u>(Consumption off Premises)</u>
Rajendra Pater	Jump Start***	3805 West 21st Street

* **General/Restaurant (need 50% or more gross revenue from sale of food)

***Retailer (Grocery stores, convenience stores, etc.)

RECOMMENDED ACTION: Approve licenses subject to Staff review and approval.

3. Preliminary Estimates:

RECOMMENDED ACTION: Receive and file.

4. Petitions for Public Improvements:

- a. Sanitary Sewer Improvements to Serve Huntington Park Addition. (District V)
- b. Improvements to Serve Legacy Third Addition. (District IV)
- c. Petition for Water Improvements to Serve an Unplatted Tract on 135th Street West. (District V)

RECOMMENDED ACTION: Approve Petitions; adopt resolutions.

5. Property Acquisition:

- a. Acquisition of a Portion of 2621 North Greenwich Road for the K-96/Greenwich Road Interchange Improvement Project. (District II)

RECOMMENDED ACTION: Approve budgets and Contracts; authorize necessary signatures.

6. Minutes of Advisory Boards/Commissions

Wichita Employees Retirement System, August 21, 2013.

RECOMMENDED ACTION: Receive and file.

7. Emergency Solutions Grant Contracts, Prevention and Rapid Re-Housing.

RECOMMENDED ACTION: Authorize the allocations, contracts and signatures for administration of the 2013-2014 Emergency Solutions Grant program prevention and rapid re-housing activities.

8. Emergency Sanitary Sewer Repairs. (District IV)

RECOMMENDED ACTION: Ratify the City Manager's emergency approval of the repairs and authorize the necessary signatures.

9. Second Reading Ordinances: (First Read September 24, 2013)

RECOMMENDED ACTION: Adopt the Ordinances.

II. CONSENT PLANNING AGENDA ITEMS

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

None

II. CONSENT HOUSING AGENDA ITEMS

NOTICE: The City Council is meeting as the governing body of the Housing Authority for consideration and action on the items on this Agenda, pursuant to State law, HUD, and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion.

Fern Griffith, Housing Member is also seated with the City Council.

10. *Housing Choice Voucher Family Self-Sufficiency Grant Application.

RECOMMENDED ACTION: Approve the application, approve the grant award upon receipt, and authorize the necessary signatures.

II. CONSENT AIRPORT AGENDA ITEMS

NOTICE: The City Council is meeting as the governing body of the Airport Authority for consideration and action on items on this Agenda, pursuant to State law and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion.

11. *Wichita Brewing Company, LLC - Commercial Operations Permit - Wichita Mid-Continent Airport.

RECOMMENDED ACTION: Approve the permit and authorize the necessary signatures.

12. *Air Capital Terminal 3 - Change Order No. 13 - Baggage Handling System and Curtain Wall Glazing Modifications - Wichita Mid-Continent Airport.

RECOMMENDED ACTION: Approve Change Order No. 13 and authorize the necessary signatures.

City of Wichita
City Council Meeting
October 1, 2013

TO: Mayor and City Council

SUBJECT: Public Hearing and Adoption of a Redevelopment Project Plan
(Tax Increment Financing) for the Exchange Place Project (District VI)

INITIATED BY: Office of Urban Development

AGENDA: New Business

Recommendations: Close the public hearing and approve first reading of the ordinance adopting the amended TIF Project Plan.

Background: On May 8, 2007, the City Council adopted an ordinance establishing a redevelopment district in the area between English Street, First Street North, Broadway Avenue and Main Street, for the purpose of allowing the use of tax increment financing (“TIF”) to pay a portion of the costs of constructing redevelopment projects in that area. On July 24, 2007, the City Council adopted the Exchange Place Project Plan and approved the original Exchange Place Development Agreement. The Development Agreement has been amended several times without amending the TIF Project Plan, to reflect various changes.

The new Developer, KS1, LLC/John McWilliams received a loan commitment from the U.S. Department of Housing and Urban Development (“HUD”) in July 2013. Recent increases in market interest rates have reduced the amount of funds the Developer can borrow, creating a funding gap. Staff has worked with the developer and his consultants and vendors to close the financing gap. Resulting changes to the project and financing have made the adopted TIF Project Plan no longer financially and practically feasible and it is therefore necessary to adopt a new Project Plan.

On August 27, 2013, the City Council adopted a resolution stating it is considering the adoption of a new TIF Project Plan and directed the City Clerk to give notice that a public hearing would be held on the matter on October 1, 2013, pursuant to state law.

Analysis: The original Exchange Place Project Plan first approved by the City Council called for construction of a multi-level parking structure and conversion of a vacant high-rise building into a condominium complex consisting of 91 residential condo units, residential parking spaces and ground floor retail space. The current TIF Project Plan is to construct 230 apartments in two vacant buildings and a new addition, and to build a 273-car automated parking structure. The total project budget is over \$66 million.

Financial Feasibility Study

A financial feasibility study, included in the TIF Project Plan, evaluates the increased tax revenue generated by the improvements constructed within the project area. The project is anticipated to increase the assessed value of the project area from \$8,800,420 to \$17,309,431. This increase is expected to generate an annual tax increment of \$832,000 when the project reaches full value in 2017. It is anticipated that with an annual rate of property value growth of two percent (2%), the increased tax revenues and an accompanying \$1,000,000 TIF shortfall escrow will be sufficient to retire the principal and interest on the City’s full faith and credit tax increment financing bonds within 18 years.

Use of Tax Increment Financing

Upon adoption of the TIF Project Plan, the City will have established its authority under state law to issue full faith and credit TIF bonds to finance the TIF-eligible project costs in the amount of \$12,500,000, which bonds are anticipated to be repaid from the incremental increase in property taxes resulting from the redevelopment occurring within the project area. The TIF-funded improvements consist of the following:

- **Public Parking Structure** – TIF will fund the construction of the 273-car automated parking structure at a cost not-to-exceed \$8,675,000.
- **Property acquisition** – TIF will fund acquisition of the project site by KS1, LLC for a cost not-to-exceed \$3,825,000.
- **Financing and other costs** – The City will pay certain TIF-eligible costs associated with financing the project at a total cost not-to-exceed \$500,000.

Financial Considerations: The City contribution in the amount of \$12,500,000 will be paid to Gershman Mortgage at the HUD closing pursuant to closing instructions to be dispersed by Gershman. This payment will be permanently financed by full faith and credit bonds paid by TIF revenue generated within the Exchange Place project area and TIF shortfall escrow funds. Any shortfall in revenue from these sources needed for debt service on the bonds will be paid from the City's debt service fund.

Legal Considerations: The Law Department has reviewed and approved as to form the attached ordinance, which is required for the adoption of a redevelopment project plan under the state tax increment financing statutes. The notice for a public hearing on the City's consideration of the TIF project plan has been given pursuant to law. In order to adopt the TIF project plan, the ordinance must be approved by a two-thirds majority vote.

Recommendation/Action: It is recommended that the City Council close the public hearing, approve first reading of the ordinance adopting the Exchange Place TIF Project Plan and authorize the necessary signatures.

Attachment(s):

- Exchange Place Redevelopment Project Plan
- Ordinance adopting the TIF Project Plan

(PUBLISHED IN THE *WICHITA EAGLE* ON OCTOBER 11, 2013)

ORDINANCE NO. 49-583

AN ORDINANCE ADOPTING A REDEVELOPMENT PROJECT PLAN FOR THE EXCHANGE PLACE PROJECT AREA LOCATED WITHIN THE CENTER CITY SOUTH REDEVELOPMENT DISTRICT.

WHEREAS, the City of Wichita, Kansas (the “City”) is a municipal corporation duly organized and validly existing under the laws of the State of Kansas as a city of the first class; and

WHEREAS, pursuant to K.S.A. 12-1770 *et seq.*, as amended (the “Act”) and Ordinance No. 47-475, passed May 8, 2007, and published May 11, 2007, the City Council (the “Governing Body”) of the City established a redevelopment district pursuant to the Act., as amended, known as the Center City South Redevelopment District (the “District”); and

WHEREAS, by Ordinance No. 48-124, passed December 9, 2008, and published December 12, 2008, the City added certain property and increased the boundaries District pursuant to K.S.A. 12-1771(f) and made a substantial change to the District Plan for the District; and

WHEREAS, the City has heretofore, in 2007, approved a redevelopment project plan for the Exchange Place Project Area (the “Project Area”) within the District, which plan has been amended on two occasions; and

WHEREAS, due to economic conditions and the inability of the designated project developers to obtain financing, the redevelopment project plan has not been commenced, thus not completed and needs to be abandoned; and

WHEREAS, the City has prepared a new redevelopment project plan for the Project Area, dated as of August 22, 2013, which includes, but is not limited to, the acquisition of land within the Project Area, the demolishing of certain existing structures thereon, the design and construction of a parking garage and making certain other site improvements, all in conjunction with development of additional housing and commercial structures by a private developer within the Project Area (the “Project Plan”) and is considering adoption of the Project Plan; and

WHEREAS, on August 22, 2013, the Wichita Sedgwick County Metropolitan Area Planning Commission reviewed the proposed Project Plan and has adopted a resolution finding that the Project Plan is consistent with the comprehensive plan for the development of the City; and

WHEREAS, pursuant to the requirements of the Act and Resolution No. 13-162, adopted August 27, 2013, the Governing Body set a public hearing to consider the adoption of the Project Plan on October 1, 2013 at 9:00 a.m. or as soon thereafter as the matter could be heard, at the City Council Chambers in City Hall, 455 N. Main, Wichita, Kansas; and

WHEREAS, notice of such public hearing was provided as required by the Act; and

WHEREAS, on October 1, 2013, the public hearing was opened, public comment was received by the Governing Body and the public hearing was closed; and

WHEREAS, the Governing Body is authorized by the Act to adopt the Project Plan by ordinance passed by not less than two-thirds vote of the Governing Body.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

Section 1. Project Plan Approval. The Project Plan for the redevelopment of the Project Area within the District, together with all attachments and exhibits thereto, which is on file in the office of the City Clerk, is hereby adopted.

Section 2. Effective Date This Ordinance shall take effect and be in force from and after its passage and publication one time in the official City newspaper.

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PASSED by not less than two-thirds vote of the City Council of the City of Wichita, Kansas, on October 8, 2013.

(SEAL)

Carl Brewer, Mayor

ATTEST:

Karen Sublett, City Clerk

APPROVED AS TO FORM:

Gary E. Rebenstorf, Director of Law

[BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK]

CERTIFICATE

I, the undersigned, hereby certify that the above and foregoing is a true and correct copy of the original Ordinance No. 49-583 (the "Ordinance") of the City of Wichita, Kansas (the "City"); that said Ordinance was passed by the City Council on October 8, 2013, that the record of the final vote on its passage is found on page ____ of journal ____; that it was published in the official newspaper of the City on October 11, 2013; and that the Ordinance has not been modified, amended or repealed and is in full force and effect as of this date.

DATED: October 11, 2013.

Karen Sublett, City Clerk

City of Wichita
Center City South Redevelopment District
Exchange Place Project Plan

October 1, 2013

Prepared by City of Wichita
Economic Development Office

I N D E X

1. Comprehensive Financing Feasibility Study
2. Redevelopment District Plan
3. Map and Legal Description of Property to be Redeveloped
4. Relocation Assistance Plan
5. Description of Proposed Redevelopment Project
6. Development Agreement
7. City Council Ordinances and Resolutions
8. Metropolitan Area Planning Commission Resolution

*Comprehensive Financing Feasibility Study for the
Exchange Place Project
within the
Center City South Redevelopment District
City of Wichita, Kansas*

Dated August 22, 2013

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Map of the Redevelopment District and Project Area.....	EXHIBIT I
Assumptions Report	EXHIBIT II
Projected Tax Increment Report	EXHIBIT III
Projected Bond Cash Flow Report	EXHIBIT IV

Overview

Sections 12-1770 through 12-1780d of the Kansas Statutes (“the Act”) provide a means for cities to finance all or a portion of public infrastructure and redevelopment costs with incremental real estate and sales taxes. The purpose of the Act is to “promote, stimulate and develop the general and economic welfare of the State of Kansas and its communities, and to assist in the development and redevelopment of blighted areas and deteriorating areas which are not yet blighted, but may be so in the future, located within cities....”

A city may exercise the powers conferred under the Act provided that the governing body of the city has adopted a resolution finding that the specific area sought to be developed or redeveloped is a blighted area, a conservation area or was designated an enterprise zone prior to July 1, 1992. In addition, the city must find that the conservation, development or redevelopment of such an area is necessary to promote the general and economic welfare of the city.

One or more redevelopment projects may be undertaken within the District. Kansas Statutes require projects to be completed within 20 years from transmittal of the redevelopment project plan pursuant to K.S.A. 12-1776, with the exception of environmental investigation and remediation projects which must be completed within 20 years from the date the City enters into a consent decree with the Kansas Department of Health and Environment or the U.S. Environmental Protection Agency, unless the County and School District have expressly consented to a 10-year extension of the term.

For each redevelopment project undertaken within the District, a redevelopment project plan (“the Project Plan”) must be prepared in consultation with the City Planning Commission. The Project Plan must include the following:

1. A summary or copy of the Comprehensive Financial Feasibility Study.
2. A reference to the statutorily required district plan for the District.
3. A description and map of the area to be redeveloped (“the Project”).
4. The Relocation Assistance Plan (if applicable).
5. A detailed description of all buildings and facilities proposed to be constructed or improved.
6. Any other information the City deems necessary to advise the general public of the intent of the Project Plan.

The Comprehensive Financial Feasibility Study (this document) must show that the benefits derived from the specified redevelopment project will exceed the costs, and that the income therefrom will be sufficient to pay for the applicable project costs. Benefits are determined to be the aggregate revenues of the redevelopment project including increment income, assessment income, interest income, private party contributions and any other available funding sources. Costs are determined to be the total of eligible project expenditures as defined by K.S.A. 12-1770a, including the payment of principal and interest of debt used to finance the redevelopment project.

Pursuant to all the provisions of the Act, the City of Wichita has, by Ordinance No. 47-475 dated May 8, 2007, found a portion of the City was designated as an enterprise zone prior to July 1, 1992 and that redevelopment of the area is necessary to promote the general and economic welfare of the City. With adoption of Ordinance No. 47-475, the City established and designated such area as the Center City South Redevelopment District (“the District”). The District boundaries are shown in Exhibit I. Ordinance No. 47-475 also includes the statutorily required district plan for the redevelopment of the District. A previous project plan was adopted by Ordinance No. 47-526, which was later amended by Ordinances No. 48-150, 48-728 and 49-477. However, this prior Project Plan is no longer financially or practically feasible and is replaced by this new Project Plan.

The City is currently considering the adoption of a new Project Plan for the Exchange Place Project within the designated Center City South Redevelopment District (“the Project”). The Project consists of the conversion of the 8-story Exchange Building and the Bitting Building into a 230-unit high-rise apartment complex with first floor retail, and construction of a 273 stall automated public parking structure on the site of the Lerner’s Building and adjacent parking lot, all located on the north side of Douglas Avenue between west side of Market and Broadway. Adoption of the Project Plan will allow the City to finance eligible project costs associated with redevelopment of the area located in the vicinity of Douglas Avenue and Market Street (the “Project Area”) as depicted in Exhibit I. Specifically, the City will purchase real property, assist with the site preparation, and provide public improvements, such as streets, utilities and parking facilities, as its contribution to the Project.

The City will enter into a development agreement with Exchange Place LLC and KS1, LLC, which will develop, own and operate the Exchange Place apartment complex and public parking garage.

General Description of Tax Increment

Property tax increment financing involves the creation of an increment (increase over a base value) in the real estate taxes that are generated from a defined geographic area of a community. Upon establishment of a redevelopment district, the total assessed value of all taxable real estate within the district for that year is determined. This valuation is referred to as the district's "Original Assessed Value." Property taxes attributable to the district's Original Assessed Value are annually collected and distributed by the county treasurer to the appropriate city, county, school district and all other applicable taxing jurisdictions in the same manner as other property taxes.

As new development occurs within the redevelopment district, the total assessed value of the district, in any given year, will normally exceed its Original Assessed Value. Property taxes generated by applying the sum of the property tax rates of all applicable taxing jurisdictions to the incremental increase in assessed value (over and above the Original Assessed Valuation) is referred to as the "property tax increment". All property tax increment is collected by the County and distributed to the City to be deposited in a special tax increment fund.

Sales tax increment financing involves the creation of an increment (increase over a base value) in the local sales taxes that are generated from a defined geographic area of a community. Upon establishment of a redevelopment district, a base value of local sales tax collections within the district is determined. As new commercial development occurs within the redevelopment district, sales tax collections are expected to increase above the base value. Pursuant to city law governing the use of local sales tax revenue, the City does not intend to collect incremental sales tax revenues as "sales tax increment".

Tax increment funds may only be used to pay for certain statutorily-defined eligible project costs, including principal and interest on debt issued, in whole or in part, to finance eligible project costs within the redevelopment district. Such debt includes notes, special obligation bonds, full faith and credit tax increment bonds, and other debt instruments. The City intends to issue its full faith and credit tax increment bonds to finance Exchange Place Project costs that are eligible for tax increment financing, including property acquisition, demolition and site costs and construction of a multi-level parking structure.

Project Description

Prior to the commencement of redevelopment, the Project Area included the vacant 8-story Exchange Building (former Fourth National Bank building), located at the northeast corner of Douglas and Market; the vacant Bitting Building at the northwest corner of Douglas and Market; the vacant 6-story Michigan Building (former Rector's Book Store), located adjacent at 206 E. Douglas; the vacant 3-story former Lerner's Clothing Store building, located at 210 E. Douglas; and the surface parking lot located between the Lerner's Building and the Kress Center at Douglas and Broadway. The City began working on a redevelopment plan for the project in 2007. Following adoption of the original project plan the real estate market and condominium market froze with the recession. The existing project plan became no longer feasible.

The City and Developer made repeated efforts to create a feasible project. In 2013, the Developer received approval from the Department of Housing and Urban Development for financing of a residential redevelopment for the project. Redevelopment will consist of demolition of the former Michigan and Lerner's buildings and construction of a 273 stall public parking structure on that site and the adjacent surface parking lot, and conversion of the existing Exchange Building and Bitting Building into an apartment complex that will include 230 residential units and approximately 16,000 square feet of ground floor retail space.

Projected Revenues (Benefits) Captured Assessed Value

It is the City's intention to use the property tax increment generated by the District to pay the debt service on general obligation bonds issued by the City to finance its contribution to the Project. The property tax increment is based on the District's increase in assessed value over its Original Assessed Value. This increase in value is expected to be recorded starting in January 2015 and is referred to as the Captured Assessed Value.

The Total Assessed Value for the District as of January 1, 2017 is estimated to be \$17,309,431. The Original Assessed Value of the District, as assessed in January 2007 for taxes payable in 2007-2008, is \$8,800,420, according to data provided by the City of Wichita Geographic Information Service Office. Therefore, the Captured Assessed Value of the TIF District as of January 1, 2017 is estimated to be \$8,509,011.

For the purpose of this analysis, it is assumed that the Total Assessed Value of the District will increase during the 16 years following 2017 at the annual inflation rate of 2%.

Property Tax Rates

In order to determine the amount of tax increment generated by the District in any given year, the Captured Assessed Value of the District must be multiplied by the sum of the tax rates for all *applicable* taxing jurisdictions for that year. For taxes levied in 2012 and payable in 2013, the applicable rate is 99.102 mills as shown below. The State of Kansas rate of 1.5 mills and the statewide education levy of 20 mills are not applicable to TIF and have been omitted from the following total:

<u>Jurisdiction</u>	<u>Mill Rate</u> <u>(2012)</u>
City of Wichita	32.471
Sedgwick County	29.447
USD No. 259	37.184
 TIF-Applicable Mill Rate	 99.102

Projected Property Tax Increment and Other Project Revenue

The projected property tax increment generated by the District is shown in column 7 of Exhibit III. Such projections are based on captured assessed values derived from captured assessed valuations and tax rates as previously discussed. It is assumed that Project construction will begin in January of 2014 and be completed before the end of 2015, with full occupancy by January 2017 and therefore achieve full valuation by January 1, 2017. It is estimated that the annual property tax increment, based on full valuation, will be \$832,000 starting in 2018 and will grow at the rate of 2% per year.

All tax increment shall be allocated and paid by the Sedgwick County Treasurer to the City Treasurer in the same manner and at the same time as normal property taxes. All such incremental taxes must be deposited in a special fund of the City for the payment of eligible redevelopment costs.

Projected Expenditures (Costs)

A projected budget for the eligible project costs in the Project Area is listed Below.

Sources	
Par Amount of Bonds	\$13,000,000.00
Uses	
Property Acquisition	\$3,825,000.00
Parking Structure	8,675,000.00
Financing and Other Costs	<u>500,000.00</u>
	\$13,000,000.00

It is anticipated that all eligible project costs will be financed with general obligation (full faith and credit) tax increment financing bonds issued by the City. Exhibit IV illustrates a \$13,000,000 taxable general obligation tax increment bond issue sold in 2016.

Conclusions

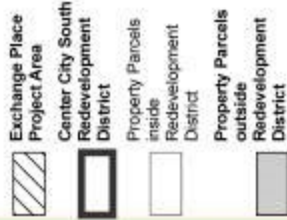
Kansas Statutes require that the Comprehensive Financial Feasibility Study must demonstrate that the benefits derived from the Project will exceed the costs, and that the income therefrom will be sufficient to pay for all eligible project costs. As previously discussed, Exhibit III illustrates the projections of tax increment through the year 2033. Projected net tax increment revenue is available to pay debt service on outstanding general obligation bonds issued to finance eligible project costs.

Exhibit IV (Projected Bond Cash Flow Report) illustrates that projected tax increment from the District will be sufficient to pay for all eligible project costs including the projected debt service on general obligation bonds issued to finance such costs. As such, this report demonstrates that the revenues (benefits) of the District and Project Area exceed the expenditures (costs).

EXHIBIT "I"

Center City South Redevelopment District

City of Wichita, Kansas



Software: ArcGIS 9.3
Hardware: Pavilion Xerox 7200DN
Map Data Source: Property Parcels provided by Sedgewick County GIS
Road Centerlines provided by City of Wichita

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This document was created by the City of Wichita, Kansas. It is the property of the City of Wichita, Kansas. It is not to be used for any other purpose without the written permission of the City of Wichita, Kansas. The City of Wichita, Kansas is not responsible for any errors or omissions in this document. The City of Wichita, Kansas is not responsible for any damages, including consequential damages, arising from the use of this document.

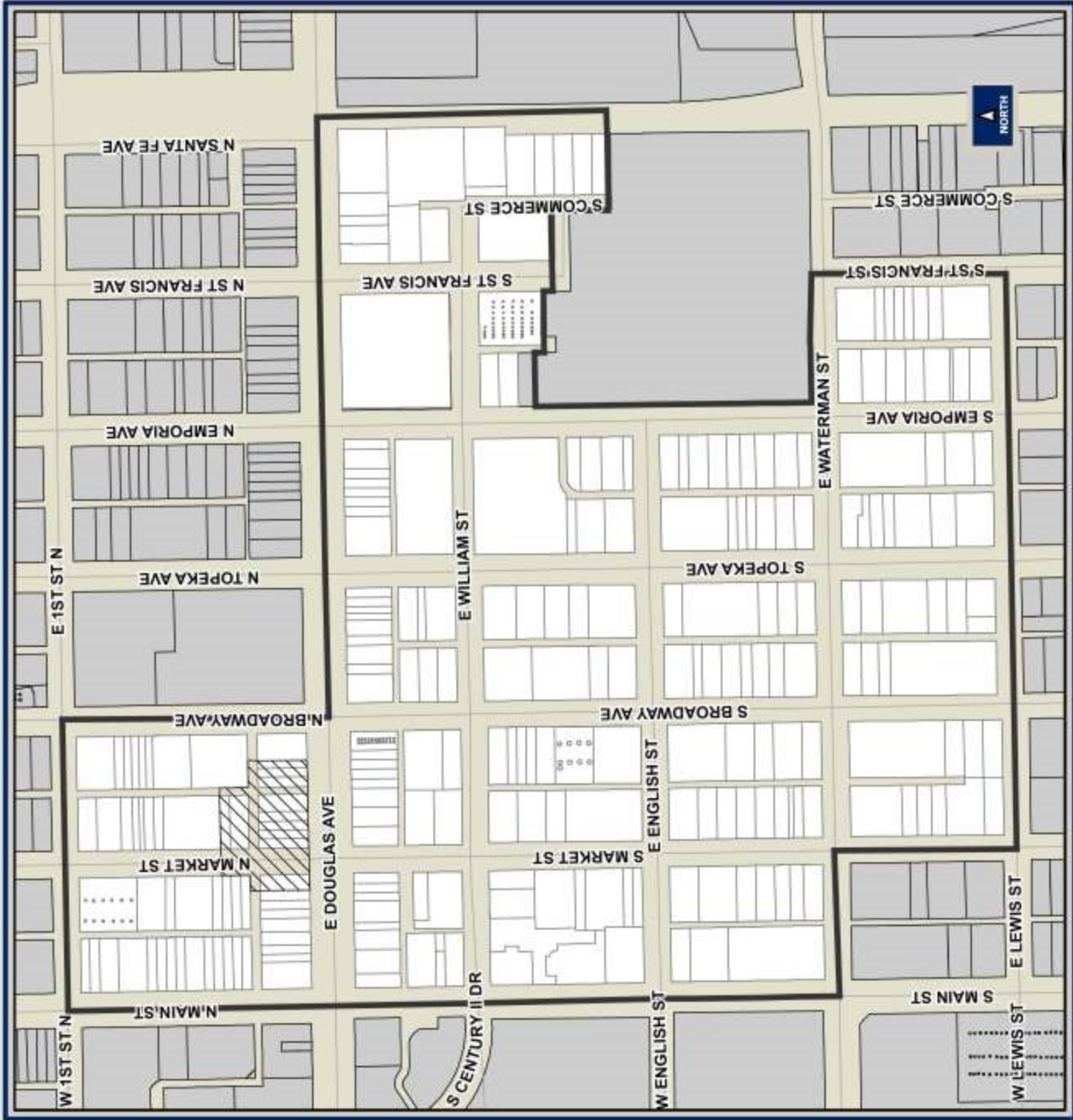


EXHIBIT II

Assumptions Report

City of Wichita, Kansas
Center City South Redevelopment District
Exchange Place Project

Description of Project Area	See Map (Exhibit I)
Original Appraised Value (1/1/07)	\$44,647,900
Original Assessed Value (1/1/07)	8,800,420
Projected Appraised Value (1/1/17)	\$99,199,665
Projected Assessed Value (1/1/17)	17,309,431

<u>2012 Mill Rates (2013 Pay)</u>	TIF	
	<u>Total</u>	<u>Applicable</u>
City of Wichita	32.471	32.471
Sedgwick County	29.447	29.447
USD No. 259	57.184	37.184
State of Kansas	1.500	NA
SSMID	6.042	0
Total	126.644	99.102

Property Value Inflation Rate	2%
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Projected Tax Increment Revenue Report
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City of Wichita, Kansas
Center City South Redevelopment District
Exchange Place Project

Levy & Appraised Year	Year Taxes Distributed	Total Assessed Value	Original Assessed Value	Captured Assessed Value	Change in Increment Due to Appeals	Net Increment	Mill Rate	Projected Tax Increment
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
2014	2015	10,160,891	8,800,420	1,360,471	(42,131)	1,318,340	99.102	130,650
2015	2016	13,094,035	8,800,420	4,293,615	(71,462)	4,222,153	99.102	418,424
2016	2017	15,340,196	8,800,420	6,539,776	(93,924)	6,445,852	99.102	638,797
2017	2018	17,309,431	8,800,420	8,509,011	(113,616)	8,395,395	99.102	832,000
2018	2019	17,506,528	8,800,420	8,706,108	(115,587)	8,590,520	99.102	851,338
2019	2020	17,734,234	8,800,420	8,933,814	(117,864)	8,815,950	99.102	873,678
2020	2021	17,966,427	8,800,420	9,166,007	(120,186)	9,045,821	99.102	896,459
2021	2022	18,203,194	8,800,420	9,402,774	(122,554)	9,280,220	99.102	919,688
2022	2023	18,444,625	8,800,420	9,644,205	(124,968)	9,519,237	99.102	943,375
2023	2024	18,690,813	8,800,420	9,890,393	(127,430)	9,762,963	99.102	967,529
2024	2025	18,941,850	8,800,420	10,141,430	(129,941)	10,011,490	99.102	992,159
2025	2026	19,197,833	8,800,420	10,397,413	(132,500)	10,264,913	99.102	1,017,273
2026	2027	19,458,859	8,800,420	10,658,439	(135,111)	10,523,328	99.102	1,042,883
2027	2028	19,725,027	8,800,420	10,924,607	(137,772)	10,786,834	99.102	1,068,997
2028	2029	19,996,438	8,800,420	11,196,018	(140,486)	11,055,532	99.102	1,095,625
2029	2030	20,273,196	8,800,420	11,472,776	(143,254)	11,329,522	99.102	1,122,778
2030	2031	20,555,406	8,800,420	11,754,986	(146,076)	11,608,910	99.102	1,150,466
2031	2032	20,843,176	8,800,420	12,042,756	(148,954)	11,893,802	99.102	1,178,700
2032	2033	21,136,615	8,800,420	12,336,195	(151,888)	12,184,307	99.102	1,207,489

EXHIBIT III

Projected Bond Cash Flow Report

City of Wichita, Kansas
Center City South Redevelopment District
Exchange Place Project

Annual Period Ending (1)	Principal (2)	G.O. Taxable Rate (3)	Interest (4)	P&I (5)	Projected Revenue Available (7)	\$1M Escrow (8)	Annual Balance (9)
9/1/2016	360,000	3.50%	227,500	587,500	418,424	169,076	-
9/1/2017	380,000	3.50%	442,400	822,400	638,797	183,603	-
9/1/2018	575,000	3.50%	429,100	1,004,100	832,000	172,100	-
9/1/2019	620,000	3.50%	408,975	1,028,975	851,338	177,637	-
9/1/2020	650,000	3.50%	387,275	1,037,275	873,678	163,597	-
9/1/2021	600,000	3.50%	364,525	964,525	896,459	68,066	-
9/1/2022	585,000	3.50%	343,525	928,525	919,688	65,921	57,084
9/1/2023	580,000	3.50%	323,050	903,050	943,375		40,325
9/1/2024	630,000	3.50%	302,750	932,750	967,529		34,779
9/1/2025	680,000	3.50%	280,700	960,700	992,159		31,459
9/1/2026	730,000	3.50%	256,900	986,900	1,017,273		30,373
9/1/2027	770,000	3.50%	231,350	1,001,350	1,042,883		41,533
9/1/2028	830,000	3.50%	204,400	1,034,400	1,068,997		34,597
9/1/2029	870,000	3.50%	175,350	1,045,350	1,095,625		50,275
9/1/2030	940,000	3.50%	144,900	1,084,900	1,122,778		37,878
9/1/2031	1,000,000	3.50%	112,000	1,112,000	1,150,466		38,466
9/1/2032	1,070,000	3.50%	77,000	1,147,000	1,178,700		31,700
9/1/2033	1,130,000	3.50%	39,550	1,169,550	1,207,489		37,939
	13,000,000		4,751,250	17,751,250	17,217,659		466,409

District Plan

EXHIBIT "C"

DISTRICT PLAN FOR THE REDEVELOPMENT OF THE CENTER CITY SOUTH REDEVELOPMENT DISTRICT THROUGH TAX INCREMENT FINANCING

December 2, 2008

SECTION 1: PURPOSE

A district plan is required for inclusion in the establishment or expansion of a redevelopment district under K.S.A. 12-1771(a). The district plan is a preliminary plan that identifies proposed redevelopment project areas within the district, and describes in a general manner the buildings and facilities to be constructed, reconstructed or improved.

SECTION 2: DESCRIPTION OF TAX INCREMENT FINANCING

Projects financed through tax increment financing typically involve the creation of an "increment" in real estate property tax revenue. The increment is generated by segregating the assessed values of real property located within a defined geographic area such that a portion of the resulting property taxes are paid to the City to fund one or more redevelopment projects in the redevelopment district, and the remaining portion is paid to all taxing jurisdictions. The portion of property taxes paid to the City in this way is determined by the increase in assessed value of the properties within the redevelopment district as a result of the new development occurring within the area. When the aggregate property tax rates of all taxing jurisdictions are applied to this increase in assessed property value, tax increment revenue is generated. Certain improvements within the district may be funded by the City and repaid over a specified period of time with this incremental revenue. The property taxes attributable to the assessed value existing prior to redevelopment, the "original valuation," are distributed to all taxing jurisdictions just as they were prior to redevelopment.

SECTION 3: BUILDINGS AND FACILITIES

The proposed redevelopment district is within the city limits of Wichita, Kansas. The district is generally bounded on the east by the Central Rail Corridor, Emporia Avenue and St. Francis Street, on the south by Lewis and Waterman Streets, on the west by Market and Main Streets, and on the north by Douglas Avenue and 1st Street North. Property owned by Sedgwick County and used for the Intrust Bank Arena is excluded from the redevelopment district.

The area included in the proposed district qualifies as a conservation area under state law governing the use of tax increment financing. A majority of the buildings in the area are more than 50 years old, many of which were built before 1930. Except for the Douglas Avenue corridor, most of the proposed redevelopment district is less densely developed than the northern part of Downtown Wichita, with more low-rise office, retail and warehouse structures and open parking lots. Over the years, many of the higher-density buildings in the area have been removed, leading to a pattern of under-utilization of property. Many of the surviving older buildings are showing signs of delapidation and need of rehabilitation.

SECTION 4: REDEVELOPMENT

The proposed district is located in an important redevelopment area within the City of Wichita, surrounding the site of the new Sedgwick County Arena, which is located between Emporia Avenue and the railroad tracks, between William and Waterman Streets. The redevelopment of this area has been the object of a major land-use and redevelopment planning project, called the Arena Neighborhood Redevelopment Plan. The Plan identifies and recommends a variety of land uses and infrastructure improvements to influence and guide the redevelopment of the area that is expected as a result of the construction of the arena. The establishment of the proposed redevelopment district will provide an appropriate source of funding to assist the City in providing infrastructure improvements and partnering with private developers in bringing new developments to the area.

The Arena Neighborhood Redevelopment Plan has conceptually divided the redevelopment district into four major redevelopment project areas, each with a distinct redevelopment goal. The ***Douglas Avenue Corridor District*** project area is located generally in the northern portion of the redevelopment district along Douglas Avenue and for which the

EXHIBIT "C"

redevelopment goal is to be a high intensity business corridor, primarily office and support commercial uses with upper level residential opportunities. The goal of the ***English/William Street District*** project area which is located generally in the center portion of the redevelopment district along English Street and William Street is to be a walkable urban mixed-use district of primarily commercial and office uses as well as public and residential uses. The ***Broadway Neighborhood District*** project area which is located generally in the southern portion of the redevelopment district and includes the area from Waterman to Kellogg and from Main to Emporia. Its goal is to redevelop as an urban residential environment with support commercial opportunities serving residents and Kellogg users. The ***Commerce Street Arts District*** project area which is located generally in the eastern portion of the redevelopment district and is to be a unique experiential arts area with live / work studio opportunities.

It is anticipated that there will be a number of individual redevelopment projects undertaken within the proposed redevelopment district, which will qualify for assistance from tax increment financing. Several are currently in various stages of preparation at this time. Projects will include mixed-use developments, residential, office, retail, entertainment, hotels and other uses. They will include demolition and new construction as well as rehabilitation of existing buildings.

SECTION 5: USE OF TAX INCREMENT FINANCING

Tax increment financing may generally be used for property acquisition, site preparation, utilities, drainage, street improvements, streetscape amenities, public outdoor spaces, landscaping and parking facilities in the redevelopment district; provided, however, that within the expansion area being added to the original Center City South Redevelopment District, which was established on May 8, 2007, by Ordinance No. 47-475, it is the expressed intent of the City of Wichita to limit the use of tax increment financing within the expansion area of the Center City South Redevelopment District to finance the costs of constructing, reconstructing and improving the following street segments, intersections, streetscape improvements, landscaping, lighting and signage projects, including the costs of design, engineering, surveying and inspection:

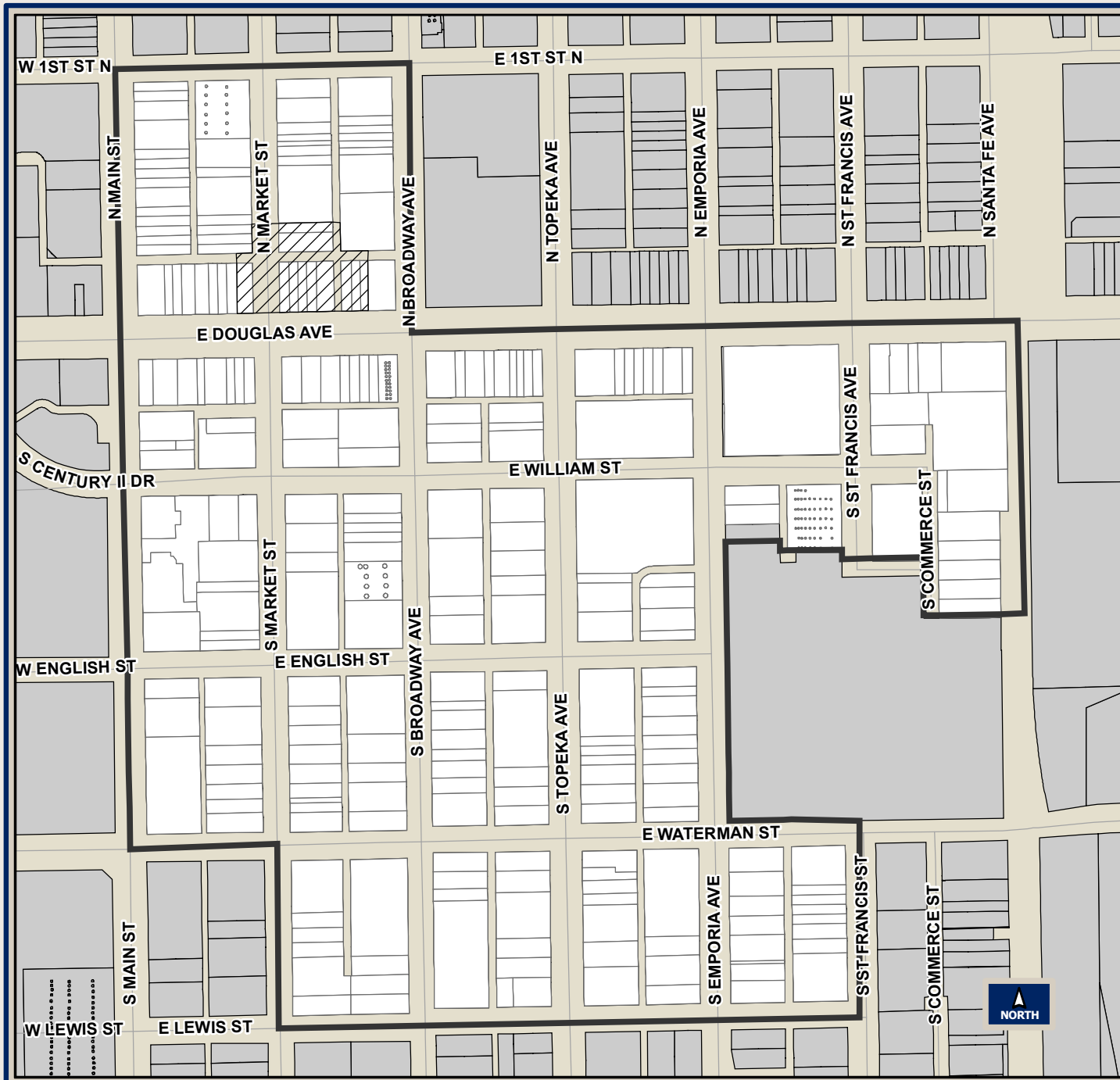
- Market Street, Lewis Street to Douglas Avenue
- Topeka Avenue, Lewis Street to Douglas Avenue
- Emporia Avenue, Lewis Street to Douglas Avenue
- St. Francis Avenue, William Street to Douglas Avenue
- St. Francis Avenue, Lewis Street to Waterman Street
- William Street, Main Street to Commerce Street
- English Street, Main Street to Emporia Avenue
- Lewis Street, Market Street to St. Francis Avenue
- Wayfinding Improvements including Streetscape Design Manual
- Construction of new parking facilities, with tax increment funded costs not to exceed \$10,000,000

In addition to limiting the use of tax increment financing to the above specified improvement projects, the City will stipulate in the project plans for any redevelopment project located within the expansion area that an amount equal to seventy percent (70%) of the tax increment realized from taxpayers in the expansion area shall be allocated by the County Treasurer to the City to finance authorized project costs and the remainder shall be allocated and paid to taxing districts in the same manner as other ad valorem taxes. The limits described in this section shall not apply to redevelopment projects located in the original Center City South Redevelopment District.

SECTION 6: PROJECT PLANS

Per statute, any proposed redevelopment projects will be presented to the Governing Body in segments through the adoption of separate redevelopment Project Plans. Each Project Plan will identify specific project areas located within the established redevelopment district and will include detailed descriptions of the projects as well as a financial feasibility study that shows the economic benefits out-weigh the costs. Project Plans must be reviewed by the Metropolitan Area Planning Commission and submitted to a public hearing following proper notification of property owners and occupants, before they can be adopted by a two-thirds majority vote of the Governing Body. Only then can tax increment income be spent on redevelopment projects.


Map and Legal Description of Property to be Redeveloped





Center City South Redevelopment District

City of Wichita, Kansas

 Exchange Place
Project Area

 Center City South
Redevelopment
District

 Property Parcels
inside
Redevelopment
District

 Property Parcels
outside
Redevelopment
District

Software: ArcGIS 9.3
Hardware:
Printer: Xerox 7200DN
Map Data Source:
Property Parcels
provided by
Sedgwick County GIS.
Road Centerlines
provided by
City of Wichita

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It is understood that while the City of
Wichita Data Center Geographical Information
Systems Department have no indication and reason
to believe that there are inaccuracies in information
incorporated in the base map, the Data Center-GIS per



EXHIBIT "A"

**MAP AND LEGAL DESCRIPTION
OF PROPERTY
TO BE REDEVELOPED**

(See Map on following page)

Legal Description of Project Area

Lots 14, 16, 18 and the south .20 ft of lot 20 on Market Street in Griffenstein's Original Town Addition, the east 20 ½ ft of lot 106 and all of lots 108, 110, 112, 114, 116, 118, 120, 122, 124 and 126 on Douglas Avenue in Griffenstein's Original Town Addition, Wichita, Sedgwick County, Kansas.

Relocation Assistance Plan

RELOCATION ASSISTANCE PLAN

(K.S.A. 12-1777)

Assistance for the relocation of persons, families or businesses from property acquired in conjunction with the Exchange Place Project is not required. No persons or families residing in the Center City South Redevelopment District will be displaced as a result of the proposed redevelopment project.

Description of Exchange Place Project

Center City South Redevelopment District

DESCRIPTION OF PROPOSED EXCHANGE PLACE PROJECT

PROJECT DESCRIPTION

The Exchange Place Project consists of two major components: (1) Creation of new residential units and retail space in the downtown core by renovation of the Exchange Place Building and the Biting Building and construction of a new Douglas Building; and (2) Construction of a new multi-level automated Parking Garage.

Residential Units and Retail. The Exchange Place Building and the Biting Building are located on the Northeast and Northwest corners of East Douglas and Market. The new Douglas Building will be located immediately east of the Exchange Place Building. The buildings will be converted and constructed into a residential and commercial complex pursuant to the attached site plan. Overall, the Project will provide:

- 230 residential studio, one and two bedroom apartments;
- Rooftop amenities, including clubhouse and pool; and
- Approximately 16,000 square feet of street level retail space.

The collective apartments for all three buildings will be called Exchange Place Apartments. Retail space will be located on the ground floor of the Exchange Place and Biting buildings and serve occupants of the buildings as well as enhancing the availability of goods and services for other workers and residents in the Downtown core area. Construction will begin after closing of the construction loan, and is anticipated to begin in the 1st quarter of 2014 and be completed in eighteen months with an estimated total project cost of approximately \$47,000,000.

Parking Facilities. Developer will construct a multilevel Parking Garage on the 200 block of East Douglas, west of the Kress Building and north / behind the new Douglas Building to contain 273 (shared parking) spaces. Additional parking spaces (14) will be located behind (north of) the Exchange Place Building. These two facilities are collectively described as the Parking Facilities and will contain approximately 287 parking spaces. The Parking Garage will be designed and operated as an automated parking facility featuring robotic devices that store and retrieve cars from the multi-level structure using elevators. Construction is anticipated to begin in the 1st quarter of 2014 and be complete by the end of 2014 at an estimated construction cost of approximately \$8,732,335.

Compatible Facing. The Douglas Avenue sides of The Exchange Place Building/ and the Douglas Building will be designed to have compatible facing. The Project's exterior facades have already been reviewed and approved by the City's Historic Preservation Board. Plans will also be submitted for review by the Design Council.

PROJECT FUNDING

The Exchange Place Project will be funded by a combination of private and public funding sources, including a Section 221(d)(4) HUD guaranteed commercial loan, private equity contributions, the sale of historic preservation tax credits and the proceeds of full faith and credit tax increment financing (TIF) bonds issued by the City of Wichita. The following project costs items are eligible to be funded by TIF:

- Acquisition of Project Site
- Site Preparation (including demolition of buildings on Parking Garage site)
- Design and Construction of Parking Garage
- City Sidewalk reconstruction
- Utility Extensions on Exchange Place building

Estimated Sources and Uses of Funds

Sources of Funds

HUD Loan Amount	\$29,087,700
Private Equity	5,652,254
Tax Credit Equity	19,370,395
TIF Proceeds	<u>12,500,000</u>
Total Sources of Funds	\$66,610,349

Uses of Funds

Site Acquisition	\$3,825,000
Demolition	104,900
Rehab Construction and Tenant Finish	29,609,644
Rehab and TI Contingency	4,031,703
Parking Garage Construction	8,732,335
Utility extensions and Sidewalk	125,466
Financing during Construction	3,326,361
Architect Fees	1,076,100
Other Professional Fees	3,400,404
Development Fee	8,861,463
Working Capital and SPRA	<u>3,516,973</u>
Total Uses of Funds	\$66,610,349

**City of Wichita
City Council Meeting
October 1, 2013**

TO: Mayor and City Council

SUBJECT: 2014 Special Liquor Tax Allocation

INITIATED BY: City Manager's Office

AGENDA: New Business

Recommendation: Approve 2014 recommended funding allocations and authorize contracts be developed for those allocations.

Background: At the December 14, 1999 meeting, the City Council established policy guidelines for the use and administration of the Special Liquor Tax dollars designated for alcohol and substance abuse prevention and treatment. The policy guidelines were reviewed and reaffirmed at a May 24, 2005 City Council workshop and are being used in the operation and administration of the 2013 Special Liquor Tax Program. These policy guidelines, along with the Kansas State Statute, provide the framework for the allocation development and monitoring process for these funds.

In May 2013, a competitive Special Liquor Tax Request for Proposals (RFP) was issued by the City's Purchasing Office to procure services for the 2014 calendar year. Budgeted funding in the amount of \$1,607,777 is available for allocation, 20 proposals from 13 agencies were received in response to the RFP issuance, requesting a total of \$2,207,323.73 in funding.

Analysis: The City of Wichita Special Liquor Tax Coalition oversees the Special Liquor Tax Funds, providing funding recommendations to the City Council and monitoring the performance of selected programs between RFP cycles. The Coalition has developed allocation recommendations for the 2014 grant year, which runs January 1 to December 31. Of the proposals submitted, 17 are being recommended for funding. The attached proposal summaries for recommended and non-recommended programs includes short descriptions of each program and, for those proposals not recommended for funding, the reasoning behind that recommendation. All proposals recommended for funding contain outcome-based measures which will be used to monitor performance during 2014, 2015 and 2016, should the contracts be recommended for renewal.

In reviewing the status of the substance abuse treatment and prevention community during the allocation process, the Coalition also made the recommendation that \$150,000 be set aside for detoxification/sobering services. This has been identified as a serious service gap in the community, and the Coalition is recommending that the City Council approve the release of a second RFP specifically for this service. Over the last several years, behavioral health agencies started seeing an increasing number of individuals seeking its services, as law enforcement officers used their new Crisis Intervention Team (CIT) knowledge and skills to divert clients from the jail and city emergency rooms to more appropriate treatment settings.

COMCARE's Crisis program has seen a steady increase in the number of clients served annually, as have local hospitals. Via Christi alone reported that in 2013, its emergency rooms have seen over 700 patients each month with issues related to their mental health and substance use disorders. For many of these clients, hospital care is not needed or appropriate for them, and as a result they are often dismissed back into the community. Part of the increased use of local emergency departments can be attributed to a lack of detoxification services in Sedgwick County. In October 2010, Parallax closed its doors. Parallax, a

local substance abuse treatment facility, had previously been providing 25 inpatient beds for intoxicated individuals to have a safe place to cleanse their system of substances. In 2009, Parallax served a total of 1,478 clients. The closing of Parallax left a significant gap in the substance use treatment community that social service agencies and law enforcement officials have done their best to address with a mixture of short-term fixes. As a result, individuals experiencing a behavioral health crisis in the community over the last several years have often been taken to the jail or emergency room, neither of which offers the appropriate level of care to help clients stabilize and address substance use disorder. It has become apparent that additional, more accessible detoxification services are needed in the community.

The RFP will ask programs interested in applying for these dollars to provide sobering services that help clients:

- 1) Detox from alcohol and drugs;
- 2) Safely address withdrawal symptoms;
- 3) Achieve abstinence from substances as the first step towards recovery; and
- 4) Engage in continuing treatment services once they successfully complete detoxification.

In obtaining additional detoxification/sobering beds, the hope is that clients will receive improved care that can connect them to long-term services that genuinely address their needs. Other benefits include time savings for Wichita Police Department Officers, and a reduced burden on social service providers, like homeless shelters, who currently provide much of the care these individuals require.

Programs	2013 Funding Level	2014 Proposal Request	2014 Recommended Funding
Big Brothers Big Sisters	\$98,400	\$98,664	\$98,400
Center for Health & Wellness, Strengthening Families 10-14	\$94,000	\$125,540	\$94,000
Center for Health & Wellness, Outpatient Treatment	\$150,000	\$170,394	\$150,000
Communities in Schools, Substance Abuse Prevention	\$32,766	\$32,612	\$32,612
DCCCA, Inc., Women's Recovery Center/Options	\$40,000	\$100,232	\$40,000
Knox Center, Transforming Communities and Families	\$80,000	\$106,978	\$0
Mental Health Association, Girl Empowerment Program	\$60,000	\$96,000	\$50,000
Mental Health Association, Pathways	\$80,000	\$80,000	\$75,000
Miracles Inc., Miracles House	\$112,000	<i>\$114,987.73</i>	\$110,000
Mirror, Inc., Positive Youth Development Program	\$49,000	\$66,290	\$50,000
Mirror Inc., Intermediate Treatment Program	\$276,000	\$281,000	\$200,000
Partners for Wichita, Wichita Safe Streets	\$50,000	\$78,562	\$0
Preferred Family Healthcare, CRAFT	N/A	\$76,120	\$50,000
Preferred Family Healthcare, TRUE	N/A	\$110,200	\$0
Recovery Concepts, Indian Alcohol Treatment Services	\$50,000	\$75,000	\$45,000
Substance Abuse Center of Kansas, Assessments	\$150,000	\$199,820	\$135,000
Substance Abuse Center of Kansas, Solutions Care Manager	\$65,611	\$65,611	\$40,000
TiyoSpay (Higher Ground), Challenge by Choice	\$70,000	\$85,032	\$77,765
TiyoSpay (Higher Ground), Pueblo Path	\$80,000	\$96,090	\$90,000
TiyoSpay (Higher Ground), Turning Point	\$80,000	\$148,200	\$120,000
TiyoSpay (Higher Ground), Turning Point 2	\$40,000	N/A	N/A
Total	\$1,657,777	<i>\$2,207,332.73</i>	\$1,457,777

Financial Considerations: The 2014 Adopted budget for the Special Alcohol and Drug Abuse Program Fund includes funding for the recommended contracts.

Legal Considerations: Agreements and renewals are subject to review and approval by the Law Department.

Recommendation/Actions: It is recommended that the City Council approve the Special Liquor Tax Coalition 2014 funding recommendations, authorize provider contracts be developed for the recommended allocations, and authorize the release of one additional RFP for detoxification/sobering services.

Attachments: Proposal summaries for recommended and non-recommended programs.

PROGRAMS RECOMMENDED FOR FUNDING

Prevention (7)

Big Brothers Big Sisters		
Currently: \$98,400	Requested: \$98,644	Awarded: \$98,400
BBBS provides an evidence-based prevention program that matches children ages 5-17 who are at-risk of alcohol and/or drug abuse with a carefully screened mentor who helps the youth avoid negative social behaviors while encouraging achievement of their full potential. They plan to serve 200 youth at risk for substance abuse with this funding.		

Center for Health and Wellness- Strengthening Families 10-14		
Currently: \$94,000	Requested: \$125,540	Awarded: \$94,000
Strengthening Families is an evidence-based prevention program that teaches families the skills they need to prevent substance abuse by their children and improves management of behavioral problems. Families participate together, learning to solve problems as a unit, building positive relationships, and strengthening family values. They proposed to serve 125 families with this funding, and while all families are accepted, preference is given to those with a history of substance use.		

Communities in Schools		
Currently: \$32,766	Requested: \$32,612	Awarded: \$32,612
Communities in Schools works within the public school system, determining student needs and establishing relationships with a variety of local organizations to align and deliver needed resources so that students can focus on learning, and teachers can focus on teaching. Communities in Schools delivers the LifeSkills Training and Second Step curricula to elementary and middle school students, both evidenced-based programs shown to be effective in substance abuse and bullying prevention. CIS plans to serve 515 youth and 500 parents with this funding annually.		

Mental Health Association of South Central Kansas- Girl Empowerment Program		
Currently: \$60,000	Requested: \$96,000	Awarded: \$50,000
Girl Empowerment Program is a gender specific support group targeted to middle and high school age girls at risk for alcohol and substance abuse, academic failure, and juvenile delinquency. The program utilizes the research-based Girls Circle curriculum, with the aim to counteract social and interpersonal forces that impede girls' positive growth and development.		

Mental Health Association of South Central Kansas- Pathways		
Currently: \$80,000	Requested: \$80,00	Awarded: \$75,000
Pathways is an evidence-based preventative education program that is delivered in the school setting and based on the LifeSkills Training curriculum. The program is targeted to middle and high school students that are at risk for substance abuse due to their parent's alcohol or drug addiction, lack of preventative factors in their homes, reoccurring drug related crimes in their neighborhoods, and/or a lack of protective factors. They plan to serve 900 youth with this funding.		

Mirror Inc.- Positive Youth Development Program		
Currently: \$49,000	Requested: \$66,290	Awarded: \$50,000
The Positive Youth Development Program includes the Wichita Mayor's Youth Council. It is designed to enhance awareness of social, political, and environmental issues, motivate action for the common good, build capacity for taking effective action individually, in groups, and in organizations, and to strengthen abilities to work cooperatively across races, ethnicities, genders, geographic, and socioeconomic backgrounds. Mirror proposed to serve 34 Mayor's Youth Council members directly and an additional 5,000 community members indirectly. In addition, the position funded by this grant will also work with the other prevention programs supported by the Special Liquor Tax to better coordinate services across USD 259 in an effort to maximize impact and reduce inefficiencies.		

Tiyospaye (Higher Ground)- Challenge By Choice		
Currently: \$70,000	Requested: \$85,032	Awarded: \$77,765
Higher Grounds's school-based Challenge by Choice substance abuse prevention initiative is designed to build life skills and protective factors by educating youth before they have developed serious substance abuse problems, criminal involvement, or school expulsions. They do this through the use of active-learning experiential services to produce functional change, with programming tailored to the needs of each school. They proposed to serve 400 youth with this funding.		

Treatment (10)

Center for Health and Wellness- Substance Abuse Treatment		
Currently: \$150,000	Requested: \$170,394	Awarded: \$150,000
The Center for Health and Wellness Substance Abuse Treatment Program proposes to serve 160 clients meeting medical necessity standards with treatment services utilizing evidence-based components delivered by experienced counselors. The program offers pre-treatment, outpatient, intensive outpatient, and continuing care services based on the "A Road Not Taken" (ARNT) curriculum and is targeted primarily but not exclusively to African American individuals living in the northeast Wichita area.		

DCCCA Inc.- Women's Recovery Center		
Currently: \$40,000	Requested: \$100,232	Awarded: \$40,000
The Women's Recovery Center offers a continuum of alcohol and drug treatment specifically designed to meet the unique needs of women, pregnant women, and women with dependent children. This funding allocation has been made to continue supporting their case management services for chemically dependent women and their children. They plan to serve 100 women with this funding.		

Miracles Inc.- Residential Prevention and Treatment		
Currently: \$112,000	Requested: \$114,987.73	Awarded: \$110,000
Miracles Inc. is a substance abuse prevention and inpatient treatment facility targeting services for women and women with children using a systems approach to incorporate the strengths of the individual, family, community, and society. They plan to serve 125 women and 25 children.		

Mirror Inc.-Intermediate Substance Abuse Treatment Services		
Currently: \$276,000	Requested: \$281,000	Awarded: \$200,000
Mirror Inc. requested funding to continue providing intermediate treatment services for clients referred by the City of Wichita Municipal Court. The program offers clients a structured regime of therapeutic services in a 24-hour inpatient setting. Mirror offered to serve between 75-85 clients annually.		

Preferred Family Healthcare- Community Reinforcement Approach and Family Training (CRAFT)		
Currently: N/A	Requested: \$76,120	Awarded: \$50,000
Preferred Family Healthcare will be offering the evidence-based Community Reinforcement Approach and Family Training (CRAFT) model, which is designed to help get resistant clients into needed treatment with the support of their concerned significant others (CSO). Preferred Family Healthcare proposes to serve 160 clients through this program, including 60 CSOs and 100 individuals.		

Recovery Concepts- Substance Abuse Treatment		
Currently: \$50,000	Requested: \$75,000	Awarded: \$45,000
Recovery Concepts provides alcohol and drug abuse outpatient treatment primarily, but not exclusively, to Native Americans. The program offers counseling, outpatient (Level I and II), adolescent, and referral services. They proposed to serve 200 consumers with this funding.		

Substance Abuse Center of Kansas (SACK)- Assessments		
Currently: \$150,000	Requested: \$199,820	Awarded: \$135,000
SACK serves individuals in south-central Kansas through assessment, pre-treatment groups, referral, and peer mentoring services. This grant funds services for a variety of populations, including indigent persons, inmates detained in the Sedgwick County Adult Detention Facility, those persons located in Sedgwick County hospitals or medical centers, and persons who are or will be on Parole supervision. SACK proposes to serve 800 unduplicated people with this funding.		

Substance Abuse Center of Kansas (SACK)- Solutions Care Manager		
Currently: \$65,611	Requested: \$65,611	Awarded: \$40,000
SACK's Solutions Care Manager operates as the coordinator for patients in the Liquor Tax Intermediate Treatment Continuum (ITC). They begin working with the client upon notification from the Municipal Court that they have been selected for participation in the program, support them while they are in treatment at Mirror Inc. and Higher Ground, and then offer continuing care services for them once they've completed these first two steps. The goal of the care manager is to provide the client with the support they need to maintain their recovery and prevent relapse. SACK offered to serve up to 62 people annually.		

Tiyospaye (Higher Ground)- Pueblo Path		
Currently: \$80,000	Requested: \$96,090	Awarded: \$90,000
Pueblo Path serves adult Hispanic clients and their families, who require culturally competent, bilingual services in Spanish to effectively address their alcohol and other drug problems. They offer assessment and referral, outpatient and intensive outpatient, continuing care, family counseling, and case management services, all in Spanish. Higher Ground offered to serve 120 individuals through this program, but given the increase in funding will be asked to target 135.		

Tiyospaye (Higher Ground)- Turning Point		
Currently: \$80,000	Requested: \$148,200	Awarded: \$120,000
The Turning Point program serves adult clients who require "support-rich" services to effectively address their alcohol and other drug related problems as they have chronic relapse histories. They offer assessment and referral, outpatient and intensive outpatient, continuing care, family counseling, and case management services with evidence-based components. Higher Ground plans to serve 200 individuals with this funding.		

PROGRAMS NOT RECOMMENDED FOR FUNDING

Prevention (3)

Knox Center- Transforming Communities and Families		
Currently: N/A	Requested: \$106,978	Awarded: \$0
<p>Knox Center proposed a new prevention program targeting youth in one middle and two high schools in the Wichita area with high rates of disciplinary actions against students related to substances. Knox would implement Project Alert, an evidence-based curriculum intended to prevent adolescent nonusers from experimenting and keeping those who are experimenting from becoming regular users. Concurrent to this, Knox would also offer Effective Black Parenting, also an evidence-based program to help parents build their family management competencies.</p> <p>This proposal was not selected for funding because while these have been identified as solid evidence-based programs, the cost per participant is very high. (\$1,329.00 per person) Also, the Coalition had questions regarding what staff would be delivering these services, as this section of the RFP was left out of their response. Lastly, Knox Center, as a treatment provider, did not demonstrate any experience or competency with delivering prevention programs to youth.</p>		

Partners for Wichita- Safe Streets		
Currently: \$50,000	Requested: \$78,562	Awarded: \$0
<p>Safe Streets is a citizen driven community organization, which strives to bring neighbors together to prevent crime and substance abuse in the “Comunidad de Paz” (Community of Peace) program by using neighborhood mobilization, partnership formation, and youth engagement. Partners for Wichita proposed to target the 124,000 individuals living in the Comunidad de Paz neighborhood, particularly those age 8-18 for participation in the Safe Streets Wichita Youth Corps.</p> <p>Funding was not recommended because of the program’s focus on gang and crime prevention. While worthwhile, this does not directly serve the Coalition’s or City’s mission to reduce substance use in Wichita.</p>		

Preferred Family Healthcare- The Real Use Equation (TRUE)		
Currently: N/A	Requested: \$110,200	Awarded: \$0
<p>Preferred Family Healthcare proposed “The Real Use Equation” (TRUE) prevention program, which is research-based and uses social norming to correct students’ misperceptions about what is typical behavior among their peers. They planned to target 80 students directly and 10,000 community members indirectly with services.</p> <p>This proposal was not recommended for funding because the Coalition had concerns about the overall effectiveness of the social norming strategy. There were also questions about the proposed outcomes, and their impact on youth substance use prevention.</p>		

Treatment (1)

DCCCA- Options Case Management		
Currently: N/A	Requested: \$100,232	Awarded: \$0
<p>DCCCA requested Special Liquor Tax Funds to support expanding their Person Centered case management services to their male inpatient facility, Options. The case manager would offer targeted support to prevent client relapse and help them maintain recovery.</p> <p>This portion of DCCCA's proposal was not selected for funding because Options currently has a case manager delivering these services and has for two years. The Coalition was not clear on how this was not a direct supplanting of funds.</p>		

**City of Wichita
City Council Meeting
October 1, 2013**

TO: Mayor and City Council

SUBJECT: Contract for Independent Audit Services

INITIATED BY: Department of Finance

AGENDA: New Business

Recommendation: Approve the contract and authorize the necessary signatures.

Background: Federal and State law, as well as City policy, require all City programs to be audited annually by a certified public accounting firm. A separate compliance audit is required for the Passenger Facility Charge Program and all federally funded grant programs. Additionally, an audit of the City's pension plans is performed to meet certification requirements of the Government Finance Officers Association. Reviews and assurances are also required related to the landfill liability, sales tax bond covenants and STAR fund proceeds.

The City complies with governmental accounting standards, the cost principles for local governments as set forth by the Office of Management and Budget, guidelines set forth by the Federal Aviation Administration for Passenger Facility Charges, all other applicable Federal and state requirements and criteria specified by granting agencies.

Qualifications for the external auditor include extensive knowledge in current accounting and reporting issues, with specific knowledge and practice in government accounting and auditing.

Analysis: In June 2013, a Request for Proposal for audit services for the years 2013 through 2017 was extended directly to 17 certified public accounting firms and posted on the City's web-site. Five firms responded. Two firms were interviewed by the staff screening and selection committee.

Based on the evaluation criteria, including qualifications of the firms, proposed engagement staff and the scope of services offered by the respective firms, Allen, Gibbs & Houlik, L.C. was selected by the staff screening and selection committee to provide external audit services for an estimated five-year total cost of \$1,123,571. The cost includes audit fees for the City's operations, the Wichita Retirement Systems, seven major Federal programs annually, one opinion annually for bond sales, various reports on internal control and compliance, as well as the assurance required to comply with requirements for landfill operations, sales tax bonds and STAR funded projects. Costs could vary depending on the number of major Federal programs requiring an audit. In addition, significant increased audit requirements may require the cost negotiation for additional services. Ancillary services that may be requested in addition to those within the scope of the audit will be billed at the composite hourly rate quoted in the given year of this contract.

Financial Considerations: The annual cost of the financial audit is included in the adopted budgets for the City's funds. The portion of audit cost attributable to Federal grants is largely allocated to the grant programs.

Legal Considerations: The audit contract meets the requirements of Kansas law for an annual audit of City financial records by a certified public accounting firm (K.S.A. 75-1122) in accordance with the minimum standard audit programs (K.S.A. 75-1123). The contract has been approved as to form by the Law Department.

Recommendations/Actions: It is recommended that the City Council approve the contract and authorize the necessary signatures.

Attachment: Contract

CONTRACT FOR PROFESSIONAL SERVICES

between

THE CITY OF WICHITA, KANSAS

and

ALLEN, GIBBS & HOULIK, L.C.

This Contract is made and entered into this ____ day of _____, 2013, by and between the CITY OF WICHITA, KANSAS a municipal corporation of the State of Kansas, having its principal place of business at 455 N. Main, Wichita, Kansas 67202, hereinafter referred to as "CITY", and ALLEN, GIBBS & HOULIK, L.C., having a principal office at 301 NORTH MAIN, SUITE 1700, WICHITA, KANSAS, hereinafter referred to as "AUDITOR".

WITNESSETH:

WHEREAS, the CITY is authorized by law to enter into contracts for professional services; and

WHEREAS, it is necessary for CITY to be audited annually by a certified public accounting firm in order to comply with Federal and State statutes and City of Wichita policy; and

WHEREAS, AUDITOR is an public accounting firm that is recognized for its expertise in the conduct of audits of government operations; and

WHEREAS, AUDITOR is ready, willing and able to provide these services to the CITY in satisfaction of the requirements of Federal and State law and city policy.

NOW, THEREFORE, the parties hereto mutually agree as follows:

SCOPE OF SERVICES

AUDITOR is hereby employed by the CITY to provide comprehensive annual financial audit services, including an audit of the City's financial statements, an audit of the Wichita Retirement Systems' financial statements, the single audit in accordance to OMB Circular A-133, procedures as required by the State of Kansas related to landfill and landfill postclosure care, procedures related to the City's issuance of sales tax bonds, procedures related to the City's assurance of STAR tax financing, audit services for the Wichita Housing Authority, as required by the Uniform Financial Reporting Standards (UFRS) Rule for Public Housing Authorities, issued by the Department of Housing and Urban Development (HUD), a review of the electronic filing of the annual report for the Wichita Housing Authority as required by HUD, provide various and specified reports as listed in the request for proposal, complete SF-SAC for submittal to the Federal Audit Clearinghouse, and other duties and considerations as noted in the request for proposal and the AUDITOR's Technical Proposal for Professional Audit Services dated JULY 22, 2013 and AUDITOR'S Cost Proposal for Auditing Services dated JULY 22, 2013, all of which documents are incorporated in this agreement by this reference the same as if they were set forth in full.

AUDITOR AGREES

- a. To provide the professional services and personnel necessary to perform the tasks as outlined in the Scope of Services.
- b. To maintain all books, documents, papers, accounting records and other evidence pertaining to all services rendered and to make such material available at reasonable times during the contract period, and for time specified in prevailing audit standards for inspection by the CITY or its authorized representatives.
- c. To comply with all federal, state, and local laws, ordinances, and regulations applicable to these services and to comply with the City of Wichita nondiscrimination requirements which are attached as Exhibit A hereto.
- d. To be available at reasonable times for consultation with the City Council or the City Manager.

THE CITY AGREES

- a. To furnish the necessary data, ordinances, and other information required for the performance of the audit services required hereunder
- b. To pay AUDITOR for services in accordance with the terms of this agreement.

THE PARTIES MUTUALLY AGREE

- a. That the right is reserved to the CITY to terminate this agreement at any time, upon written notice, because of the AUDITOR's inability to proceed with the work, or because the services of the AUDITOR are unsatisfactory; provided, however, that in any case the AUDITOR shall be paid the reasonable value of the services rendered up to the time of the termination.
- b. The services to be performed by the AUDITOR under the terms of this contract are personal and cannot be assigned, transferred or in any way disposed of by the AUDITOR without prior and specific written consent of the CITY.
- c. The rights and remedies of the parties provided for under this agreement are in addition to any other rights and remedies provided by law.
- d. It is specifically agreed between the parties executing this contract that it is not intended by any of the provisions of any part of this agreement to create the public or any member thereof a third party beneficiary hereunder, or to authorize anyone not a party to this Contract to maintain a suit for damages pursuant to the terms and conditions of this Contract.
- e. CITY personnel will be included in any relevant in-house governmental training programs conducted by AUDITOR without additional expense to CITY other than out-of-pocket expenses.

TERM

The term of this Contract shall be for a period of one year, commencing upon the date of the signing of this agreement, with the option to renew for the four (4) years. In the event CITY desires to exercise its option to renew the agreement for the subsequent year, written notice will be provided to AUDITOR of this intention as soon as possible following completion of the current year

audit, but in no event shall such notice be given later than August 31 of the year following the year being audited.

FEES

Audit services shall be provided at a not to exceed price of \$ 190,000.00 for the fiscal 2013, inclusive of the federally required audit of three major federal programs. The cost of auditing more than three major federal programs shall be \$4,750.00 per each additional major federal program. Should the City chose to exercise the options to renew the contract for subsequent years, services within the scope of this contract shall be provided at the not to exceed price of:

Fiscal 2014 audit services and single audit of up to three major programs \$194,750.00
2014 cost per major federal program required audit in excess of three programs is \$4,869.00.

Fiscal 2015 audit services and single audit of up to three major programs \$199,619.00
2015 cost per major federal program required audit in excess of three programs is \$4,990.00.

Fiscal 2016 audit services and single audit of up to three major programs \$204,608.00
2016 cost per major federal program required audit in excess of three programs is \$5,115.00.

Fiscal 2017 audit services and single audit of up to three major programs \$209,726.00
2017 cost per major federal program required audit in excess of three programs is \$5,243.00.

Services outside the scope of audit, or services that extend the scope of this audit, will be provided based on the rates utilized to compute the cost of the overall audit services.

In addition, AUDITOR will provide an opinion for official statements for bond sales at a cost which will be negotiated at the time the opinion is prepared, but which in no event will exceed the sum of \$ 5,000.00 for each opinion during the term of this Contract or any extension thereof.

TIME OF PERFORMANCE

Services under this Contract will commence with the signing hereof and be completed in time to permit the submission of the final reports not later than May 1 of the year following the year being audited. AUDITOR recognizes that time is of the essence in the performance of its duties hereunder. If final reports are to be submitted after the dates established in the City of Wichita Request for Proposal Number, the AUDITOR shall notify the CITY as soon as possible to reach an agreement regarding submission of the final reports.

AMENDMENTS

Changes in this Contract may be accomplished only when placed in written form and approved by the parties hereto.

ASSIGNMENT OF CONTRACT

This contract is not assignable in whole or in part by the auditor.

IN WITNESS WHEREOF, the parties have set their hands the day and year first above written.

CITY OF WICHITA, KANSAS

Carl Brewer, Mayor

ATTEST:

Karen Sublett, City Clerk

Approved as to Form:

Gary E. Rebenstorf, Director of Law

Signature of AUDITOR Firm

Signatory

Position of Signatory

Firm's Title

City of Wichita
City Council Meeting
October 1, 2013

TO: Mayor and City Council

SUBJECT: Drought Plan

INITIATED BY: Department of Public Works & Utilities

AGENDA: New Business

Recommendation: Approve the plan and place the ordinance on first reading.

Background: The most recent drought began in early 2011 and ended with heavy rainfall in July and August. During that time, City staff presented options and data in numerous meetings with the City Council, District Advisory Boards, the Water Utilities Advisory Committee, and community groups. Developing a staged plan to respond to a future drought was a main theme from the input received.

On August 27, 2013, City staff presented a proposed drought plan that included phased implementation of water reduction strategies over four stages. Each stage would be triggered automatically by lake levels at Cheney Reservoir, one of the City's two water supply sources.

Analysis: Four drought stages are proposed. The actions included in each would be automatically triggered, based on a 12-month, smoothed average of the conservation pool level at Cheney Reservoir. The City Manager would be authorized to implement the approved actions.

- **Stage 1 – Voluntary Conservation:** Wichita would enter this early drought stage when the 12-month Cheney average moved below 90%. There would be no penalties or mandatory restrictions. However, the City would begin offering a rebate program to encourage conservation, while also engaging in a multi-faceted marketing campaign to raise drought awareness. A number of permanent conservation measures would continue for City of Wichita operations.
- **Stage 2 – Mandatory Restrictions:** Once the 12-month Cheney average was lower than 70%, Stage #2 would be triggered. Customers could then use water outdoors only one day a week, and hours would be restricted to the coolest part of the day (8pm – 10am). Violators would receive a warning, followed by penalties of \$50 - \$100. Businesses that generate economic activity directly from outdoor watering (golf courses, car washes, etc.) would be exempt. Most of the discretionary internal conservation measures would be enacted, though fountain schedules would remain unchanged.
- **Stage 3 – Irrigation Bans:** This severe drought stage would be triggered when Cheney's average level moves below 50%. All outdoor water usage would be prohibited, except for watering by the businesses exempted during Stage #2. Their exemption would still apply during Stage #3. Violators would receive a warning after their first infraction, and penalties ranging from \$250 - \$500 thereafter. The City would expedite repairs to all water main breaks and irrigation leaks and would reduce the operating hours at its public fountains.

- **Stage 4 – Water Emergency:** The final drought stage would be in effect after the Cheney average drops below 35%, necessitating an emergency climate for the water utility. No outdoor watering would be allowed, even from businesses that were formerly exempt from the drought bans. In addition, all customers would be required to decrease their indoor usage (base demand) by 15%. Major hospitals would be exempt from this base demand reduction, due to the critical life-saving operations they offer. Penalties would range from a warning to a \$500 penalty, while a flow restrictor would be installed on water meters of customers who violate the policy three times. All of the City-owned fountains would be shut off.

Financial Considerations: There is no current cost to adopting this plan. Should the region enter into a long-term drought that pushes into stages three or four, the utility would likely lose significant revenue. A precise amount is unknown, as it is dependent on how much water usage would be reduced, along with the rates that would be in place in the future.

Legal Considerations: The Law Department has reviewed and approved the ordinance as to form.

Recommendations/Actions: It is recommended that the City Council approve the drought plan and place the ordinance on first reading.

Attachments: Drought Plan and revised ordinance.

ORDINANCE NO. 49-585

AN ORDINANCE AMENDING CHAPTER 17.14 OF THE
CODE OF THE CITY OF WICHITA, KANSAS, PERTAINING TO
DROUGHT RESPONSE ACTIONS AND REPEALING THE PRIOR
VERSION OF SAID CHAPTER.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA,
KANSAS:

SECTION 1. Chapter 17.14, of the Code of the City of Wichita is hereby amended to read as follows:

Sec. 17.14.010. Purpose.

The purpose of this chapter is to provide for the actions in response to drought conditions and include the declaration of four stages of drought response. It also provides for the implementation of the drought response plan and voluntary and mandatory water conservation measures throughout the city in the event such a drought stage is declared.

Sec. 17.14.020. Definitions.

- (a) "Customer," as the term is used in this chapter means the customer of record using water for any purpose from the city's water distribution system and for which a regular charge is made.
- (b) "Drought response plan" shall be the city's drought action plan, as may be supplemented or amended from time to time, on file with the city clerk.
- (c) "Outdoor water," as the term is used in this chapter includes, but is not limited to: any water used through an irrigation system, an outdoor hose, or hand watering container outside of a physical structure.
- (d) "Water," as the term is used in this chapter, means water available to the city for treatment by virtue of its water rights or any treated water introduced by the city into its water distribution system.
- (e) The following stages of drought response are established:

Stage 1: Triggered when the 12-month moving average of Cheney Reservoir's conservation pool level is between 70% and 89%.

Stage 2: Triggered when the 12-month moving average of Cheney Reservoir's conservation pool level is between 50% and 69%.

Stage 3: Triggered when the 12-month moving average of Cheney Reservoir's conservation pool level is between 35% and 50%.

Stage 4: Triggered when the 12-month moving average of Cheney Reservoir's conservation pool level is between 0% and 34%.

(f) For purposes of determining drought response stages, the term “conservation pool level” means the percentage of the conservation pool that is filled

Sec. 17.14.030. Declaration of drought stages.

The 12-month average of the conservation pool level in Cheney Reservoir is the basis for establishing drought stages, according to the levels provided in Section 17.14.020. The public works & utilities director shall monitor the lake level in Cheney Reservoir. When the 12-month moving average of Cheney’s conservation pool level indicates the existence of a drought response stage in accordance with Section 17.14.020, the city manager will issue a public declaration of such drought response stage. Should the lake level at Cheney Reservoir subsequently exceed the maximum threshold of Stage 1 as provided in Section 17.14.020, the city manager shall issue a public declaration that previously declared drought response measures are terminated.

Sec. 17.14.040. Stage 1 measures.

Upon the declaration of a Stage 1 drought response stage as provided in Section 17.14.030, the city manager will call on all water consumers to employ voluntary water conservation measures to limit or eliminate water use. The city shall offer incentives or rebates to encourage indoor and outdoor water conservation. The city shall implement conservation measures in its own operations, in accordance with the drought response plan.

Sec. 17.14.050. Stage 2 measures.

Upon the declaration of a Stage 2 drought response stage as provided in Section 17.14.030, the city manager will implement the mandatory water conservation measures set forth below. Businesses that generate their core economic activity from usage of outdoor water shall be Stage 2 exempt. Such businesses include, but are not limited to, golf courses, car washes, nurseries, sod suppliers, and others identified by the city manager. The city shall implement water conservation measures in its own operations, including measures in the drought response plan and shifting the some of the water allocation from Cheney Reservoir to other sources. Mandatory water conservation measures include the following and noncompliance by customers who are not Stage 2 exempt shall be subject to the penalties provided in Section 17.040.100:

- (a) Restricting outdoor water usage to one day per week, in accordance with (b), below;
- (b) Customers at real properties northwest of the Central & Broadway intersection may use outdoor water on Mondays; customers at real properties northeast of Central & Broadway may use outdoor water on Tuesdays; customers at real properties southwest of Central & Broadway may use outdoor water on Wednesdays; customers at real properties southeast of Central & Broadway may use outdoor water on Thursdays; no outdoor water can be used on Fridays, Saturdays, or Sundays by customers who are not Stage 2 exempt;
- (c) Prohibiting all customers who are not Stage 2 exempt from using outdoor water from 10:00am until 8:00pm.

Sec. 17.14.060. Stage 3 measures.

Upon the declaration of a Stage 3 drought response stage as provided in Section 17.14.030, the city manager will prohibit all usage of outdoor water by customers who are not Stage 3

exempt. Businesses that generate their core economic activity from usage of outdoor water shall be Stage 3 exempt. Such business include, but are not limited to, golf courses, car washes, nurseries, sod suppliers, and others identified by the city manager. The city shall implement water conservation measures in its own operations, in accordance with the drought response plan. Any use of outdoor water outdoors by customers who are not Stage 3 exempt shall be subject to the penalties provided in Section 17.040.100.

Sec. 17.14.070. Stage 4 measures.

Upon the declaration of a Stage 4 drought response stage as provided in Section 17.14.030, the city manager will implement mandatory water conservation measures for all customers, including prohibition of usage of outdoor water. No exemptions shall be provided from the prohibition on usage of outdoor water. The city shall implement all possible water conservation measures in its own operations. All customers, except those specifically exempted below, are required to reduce their water usage by 15% from their Average Winter Consumption, as defined in Section 17.12.090, as it was most recently calculated as of the declaration of the Stage 4 drought response stage. Any noncompliance with the provisions of this section shall be subject to the penalties provided in Section 17.040.100. The following customers are exempt from the requirement to reduce water usage by 15% from their Average Winter Consumption.

- (a) Wesley Medical Center
- (b) Galichia Heart Hospital
- (c) Wesley West Hospital
- (d) Via Christi Hospital – St. Francis
- (e) Via Christi Hospital – St. Joseph
- (f) Via Christi Hospital – St. Teresa
- (g) Via Christi Rehabilitation Hospital
- (h) Kansas Medical Center
- (i) Robert J. Dole VA Medical Center
- (j) Kansas Spine Hospital
- (k) Select Specialty Hospital

Sec. 17.14.080. Regulations.

During the effective period of any drought response stage as provided for in Section 17.14.030, the city manager is empowered to promulgate such regulations consistent with the provisions of this chapter as may be necessary to carry out and enforce the restrictions and penalties in effect for that drought response stage.

Sec. 17.14.090. Enforcement.

Whenever a drought response stage is declared to exist as set forth in this chapter, in addition to all law enforcement officers, the following personnel employed by the city shall have the power to enforce the provisions of this chapter:

- (a) Commissioned officers of the Wichita fire department;

- (b) Parking control checkers;
- (c) Traffic service officers;
- (d) All deputies under the supervision of the director of the metropolitan area building and construction department;
- (e) Any employee of the Public Works & Utilities department as designated by the director.

Such personnel shall have the power of a law enforcement officer for the purpose of signing a complaint and serving such complaint and a notice to appear upon any person where there is probable cause to believe such person has or is violating a section of this chapter.

Sec. 17.14.100. Violations, disconnections and penalties.

- (a) Upon violation of any water use restrictions imposed pursuant to Sections 17.14.050, Section 17.14.060, or 17.14.070 of this chapter, written notice of the violation shall be affixed to the property where the violation occurred and the customer of record and any other person known to city enforcement personnel who is responsible for the violation or its correction shall be provided with either actual or mailed notice. Said notice shall describe the violation and order that it be corrected, cured or abated immediately or within such specified time as the city manager or the city manager's designee determines is reasonable under the circumstances. If the order is not complied with, the city manager or the city manager's designee may assess an administrative fee or restrict water service to the customer in accordance with the standards in subsection (b), below, subject to the following procedures:
 - (1) The city shall give the customer notice by mail or actual notice that an administrative fee will be assessed or water service will be restricted within a specified time due to the violation and that the customer will have the opportunity to appeal the administrative fee or restriction by requesting a hearing scheduled before the city manager or a person designated as a hearing officer by the city manager;
 - (2) If such a hearing is requested by the customer charged with the violation by the specified date, he or she shall be given a full opportunity to be heard before the fee is assessed or the restriction or termination is ordered;
 - (3) The city manager or hearing officer shall make findings of fact and order whether a fee should be assessed or service should continue or be restricted;
 - (4) In the event no hearing is requested by the specified date, full water service shall be reinstated when the city is no longer in a Stage 4 drought response stage, as provided in Section 17.14.100(e) and all administrative fees have been paid.
- (b) Upon the first violation of any water use restrictions imposed pursuant to Section 17.14.050 of this chapter, a written warning shall be issued. A second violation will result in an administrative fee of \$50. Subsequent violations will be punishable with an administrative fee of \$100 per violation.
- (c) Upon the first violation of any water use restrictions imposed pursuant to Section 17.14.060 of this chapter, a written warning shall be issued. A second violation will result in an administrative fee of \$250. Subsequent violations will be punishable with an administrative fee of \$500 per violation.
- (d) Upon the first violation of the outdoor water prohibition imposed pursuant to Section 17.14.070 of this chapter, a written warning shall be issued. A second violation will result in an administrative fee of \$250. Subsequent violations will be punishable with an

administrative fee of \$500 per violation and installation of a water flow restrictor. The flow restrictor will decrease the amount of water flowing through the meter to a customer and will not be removed until the city is no longer in a Stage 4 drought response stage.

- (e) Upon the first violation of the required 15% reduction imposed pursuant to Section 17.14.070 of this chapter, a written warning shall be issued. A second violation will result in an administrative fee of \$250. Subsequent violations will be punishable with an administrative fee of \$500 per violation and installation of a water flow restrictor. The flow restrictor will decrease the amount of water flowing through the meter to a customer and will not be removed until the city is no longer in a Stage 4 drought response stage.
- (f) All administrative fees shall be subject to the same terms of payment that are set forth in Section 17.12.100 for regularly scheduled water meter charges, following the completion of the procedures in subsection (a), above.
- (g) In addition to disconnection/reconnection fees provided by Section 17.12.090, a fee of two hundred dollars shall be paid for the reconnection of any water service restricted pursuant to this chapter.

Sec. 17.14.110. Emergency restriction and termination.

- (a) Nothing in this chapter shall limit the ability of any properly authorized city official from restricting or terminating the supply of water to any or all customers upon the determination of such city official that emergency restriction or termination of water service is required to protect the health and safety of the public.

Sec. 17.14.120. Notification required with sprinkler systems.

Installers of lawn watering irrigation or sprinkling water systems, upon installing a lawn watering irrigation or sprinkling system, shall provide a copy of this chapter to the owner of the lawn watering irrigation or sprinkling system.

Sec. 17.14.130. Exemptions—Watering from wells—Sign required.

- (a) Persons using water from a well for any class of use as defined in this chapter shall be exempt from the penalties of this chapter, pursuant to Section 17.14.130(b).
- (b) To qualify for the exemption, persons using water from a well as set forth in subsection (a) shall, while engaged in such use(s), display a sign with the words "well water" upon it in a location that is readily visible to the general public.

Sec. 17.14.140. Severability.

If any provision of this chapter is declared unconstitutional, or the application thereof to any person or circumstance is held invalid, the constitutionality of the remainder of the chapter and its applicability to other persons and circumstances shall not be affected thereby.

Sec. 17.14.140A. Mandatory lawn watering rotation schedule.

- (a) In addition to the other procedures of this chapter, and whether or not any drought response stage has been declared, the city council may establish mandatory restrictions on lawn watering for water conservation, water conservation education, or peak water use demand purposes. Such restrictions may include, but not be limited to, the establishment of a mandatory lawn watering rotation schedule.

Whenever the city council directs that mandatory restrictions on lawn watering be imposed, the city manager shall cause a notice of such restrictions to be given through the general news media and by publication in the official city newspaper. The restrictions shall be effective upon publication for the duration and in the manner set forth in the notice.

- (b) Upon the imposition of mandatory restrictions under this section, any violation of the provisions of this section and the notice given under the authority of this section shall be deemed a misdemeanor. All enforcement and procedural provisions of Sections 17.14.090 and 17.14.100(a) apply to the provisions of this section, but the penalties for violation of the provisions of this section shall be an administrative fee of \$250 per violation.

SECTION 2. The original of Chapter 17.14 is hereby repealed.

SECTION 3. This ordinance shall take effect and be in force on and after November 1, 2013, and upon publication once in the official City paper.

ADOPTED at Wichita, Kansas, this 8th day of October, 2013

Carl Brewer, Mayor
City of Wichita

ATTEST:

Karen Sublett,
City Clerk

Approved as to Form:

Gary E. Rebenstorf,
Director of Law

How Drought Stages are Defined

The City of Wichita will use a 12-month average of the conservation pool level in Cheney Reservoir in order to determine the establishment and severity of a drought. The US Army Corps of Engineers provides hourly data on how full the conservation pool is. Cheney Reservoir is one of the City's two water sources and is the most susceptible to drought conditions. The 12-month average will smooth out seasonal variations to ensure that low points experienced in normal years do not move the City of Wichita into a drought response.

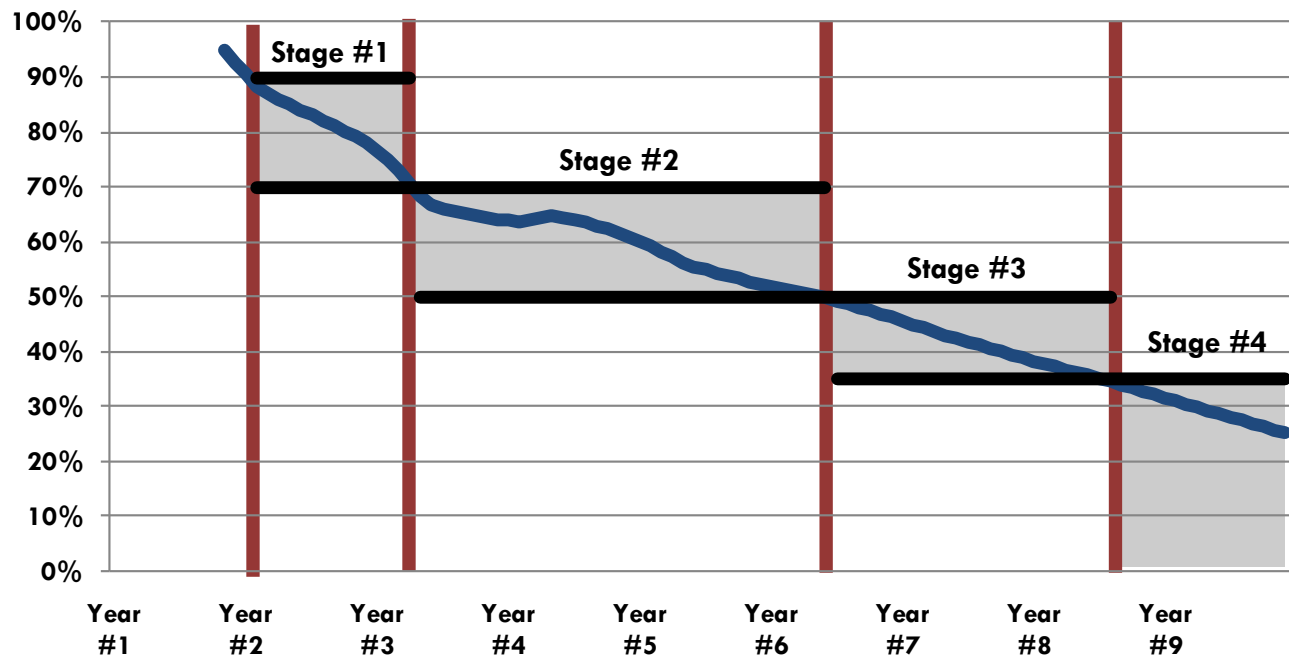
Trigger Points for Each Stage

Four stages of progressive measures will be instituted during a long-term drought in Wichita. The lake level triggers for each stage are included in the accompanying chart and table.

Wichita will need to experience a multi-year drought to enter any of these stages. Should the area experience a drought similar to the 2011-2012 conditions, there would be a full year before an enhanced drought response would be initiated. The City of Wichita would then progress through different stages until the drought ends.

CHENEY CONSERVATION POOL: 12-MONTH AVERAGE		
	Top Level	Bottom Level
Normal Conditions	100%	90%
Stage #1	89%	70%
Stage #2	69%	50%
Stage #3	49%	35%
Stage #4	34%	0%

Drought Stage Triggers



— Cheney Conservation Pool Level

Monitoring Cheney Lake Levels

The Department of Public Works & Utilities is responsible for managing the City of Wichita water supply. This includes monitoring the lake levels at Cheney Reservoir. Public Works & Utilities staff will regularly review the data published by the US Army Corps of Engineers and will keep a 12-month average level of water in the conservation pool.

When the Wichita area enters a drought, the 12-month average lake level will begin to decline from its normal level. Public Works & Utilities will chart the level of the conservation pool and provide updates to the City Manager in the first year of a drought, before the first drought stage is effective.

Entering More Severe Drought Stages

This drought plan, the triggering mechanisms for each stage, and the progressive water reduction actions were approved by the Wichita City Council in 2013. Therefore, this is the official policy plan for the community when Wichita is confronted with a drought.

As these actions have already been approved by the Wichita City Council, the City Manager is responsible for carrying out this plan and providing all necessary written approvals for entering into each stage. No further action will be required by the City Council.

The Public Works & Utilities Department will provide regular updates to the level of the conservation pool at Cheney Reservoir. Should the 12-month average level reach the of the triggering point for Stage #1 or any of the further drought stages, the City Manager will provide written authorization prior to implementing the requisite actions.

Coming Out of a Drought

The same process will be used when lake levels at Cheney increase, making it necessary to declare drought stages that have ended. Staff from Public Works & Utilities will provide the City Manager with regular updates about the 12-month average level in the Cheney conservation pool.

Whenever that moving average raises above a drought stage threshold, the City Manager will provide written authorization to move the utility to the less-severe drought stage. Once the level increases above the Stage #1 threshold, the City Manager's written authorization will end all drought response actions.

It may be appropriate for the City of Wichita to move out of the drought much quicker than it can enter the drought—this would be caused by a rapid re-fill of Cheney Reservoir. Should an hourly reading at Cheney Reservoir show that the capacity level has increased above the maximum threshold for Stage #1 (90%), the City Manager will authorize an immediate end to all drought actions that are presently in effect.

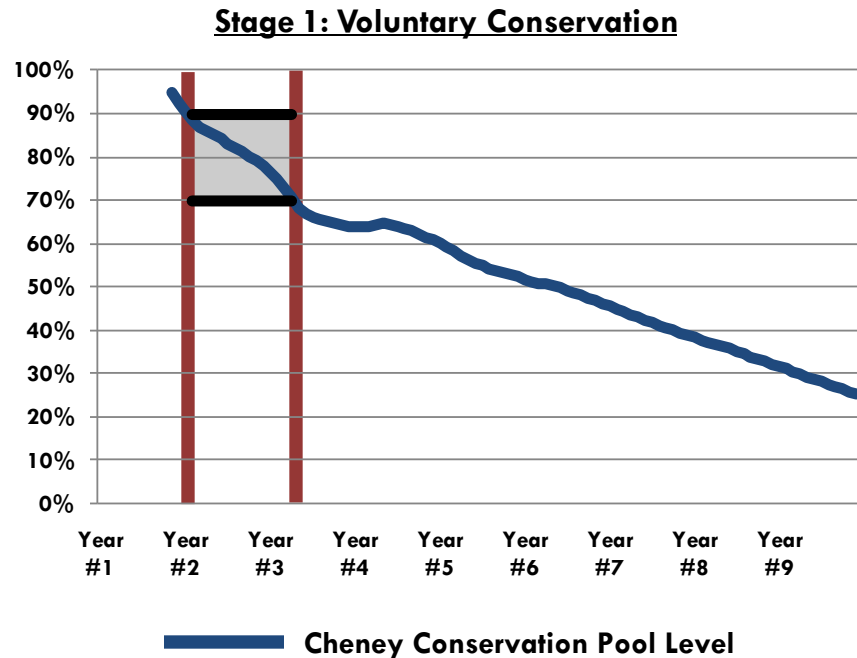
STAGE 1: VOLUNTARY CONSERVATION

Description

The beginning stage of drought response would likely occur after the first year of a drought and would last through a full irrigation season.

Voluntary water conservation is the focus of Stage #1. Utility customers will be encouraged to reduce water usage by participating in a rebate program that provide incentives for lower usage. The City of Wichita will culminate a high-profile marketing campaign to raise

drought awareness and publicize tips for conserving water. It will also continue to implement its permanent water conservation measures for its own operations.



STAGE #1 ACTIONS	
Utility Customers	City of Wichita—Internal Conservation
<ul style="list-style-type: none"> ♦ Respond to enhanced publicity efforts to raise drought awareness ♦ Conserve water voluntarily ♦ Take advantage of a rebate program to incentivize indoor and outdoor water conservation 	<p><u>Continue permanent conservation measures:</u></p> <ul style="list-style-type: none"> ♦ Use graywater from Herman Hill Park to water trees ♦ Realize water savings from motion sensors installed on splash pads and spray parks ♦ Follow landscape design guidelines for new municipal construction ♦ Decide whether drought-tolerant grasses or artificial turf is appropriate on existing fields ♦ Implement conservation protocol for taste and odor complaints ♦ Mow grass to a higher length to increase shade and reduce evaporative losses

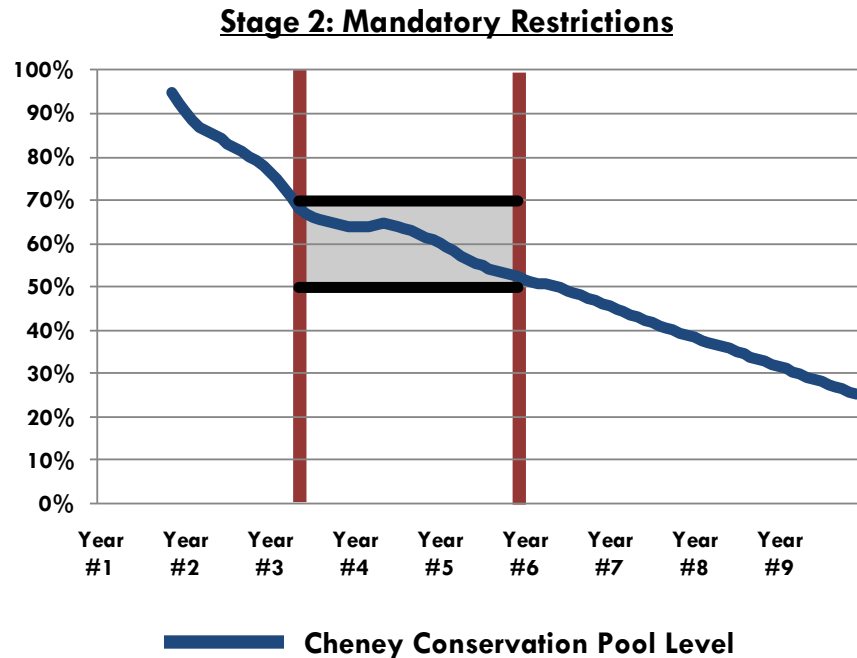
DROUGHT RESPONSE

STAGE 2: MANDATORY RESTRICTIONS

Description

Stage #2 brings the first mandatory restrictions during a drought and would be triggered when the 12-month average in Cheney's conservation pool reaches 69%.

Outdoor water usage would be restricted to one day per week, using the quadrant schedule included on the following page. The City of Wichita would initiate further conservation measures for its own operations.



PENALTY SCHEDULE PER VIOLATION

1 st Incident	Warning
2 nd Incident	\$50
3 rd Incident & Beyond	\$100

Exemptions

Businesses that generate their core economic activity from outdoor usage will be exempt. Such businesses include golf courses, car washes, nurseries, sod companies, and others identified by the City Manager.

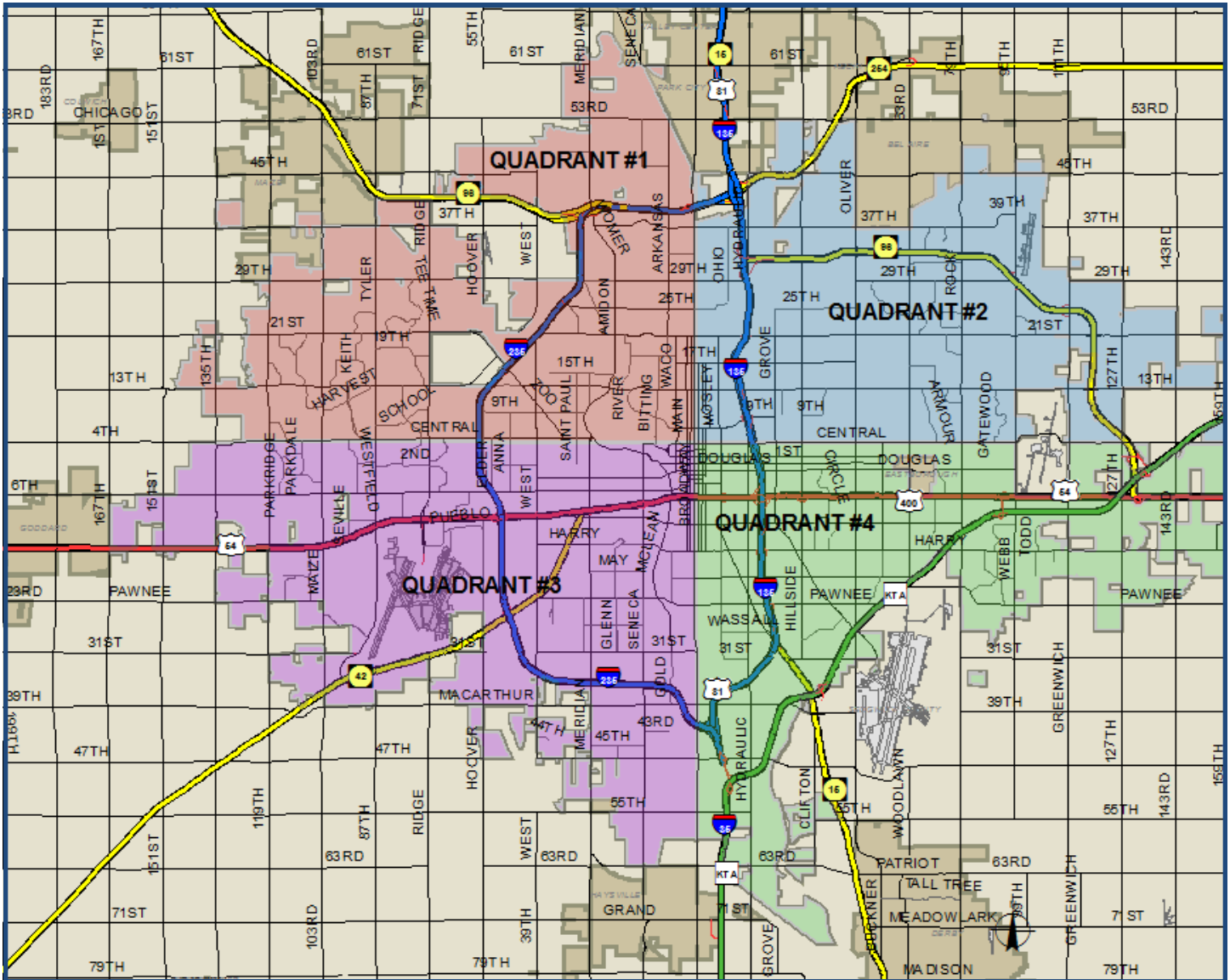
STAGE #2 ACTIONS

Utility Customers	City of Wichita—Internal Conservation
<ul style="list-style-type: none"> Continue all measures from Stage #1 Follow mandatory restrictions on outdoor water usage Outdoor water usage prohibited from 10am until 8pm on all days. It is not allowed at all on Saturdays, Sundays, or Mondays Quadrant #1 can water on Tuesdays; Quadrant #2 can water on Wednesdays; Quadrant #3 can water on Thursdays, and Quadrant #4 can water on Fridays Violations will be enforced through the penalty schedule included above 	<ul style="list-style-type: none"> Continue all measures from Stage #1 Follow all mandatory restrictions that are in place for water customers Replace Wichita Fire Department spray-downs with activities from the mobile prevention truck and utilize alternative hydrant maintenance schedule Switch water allocation to increase amount taken from the Equus Beds

DROUGHT RESPONSE

STAGE 2: MANDATORY RESTRICTIONS

The following map illustrates the quadrants that make up the City of Wichita watering grid during Stage #2 restrictions. The intersection of Central & Broadway is the dividing point for the quadrants. Each quadrant is allowed to use water outdoors on one day per week, according to the schedule provided below. In addition, no water may be used during the hottest part of the day, from 10am until 8pm.



WATERING DAYS & TIMES

Quadrant #1
Tuesdays

Quadrant #2
Wednesdays

Quadrant #3
Thursdays

Quadrant #4
Fridays

**Watering allowed from 8pm—10am*

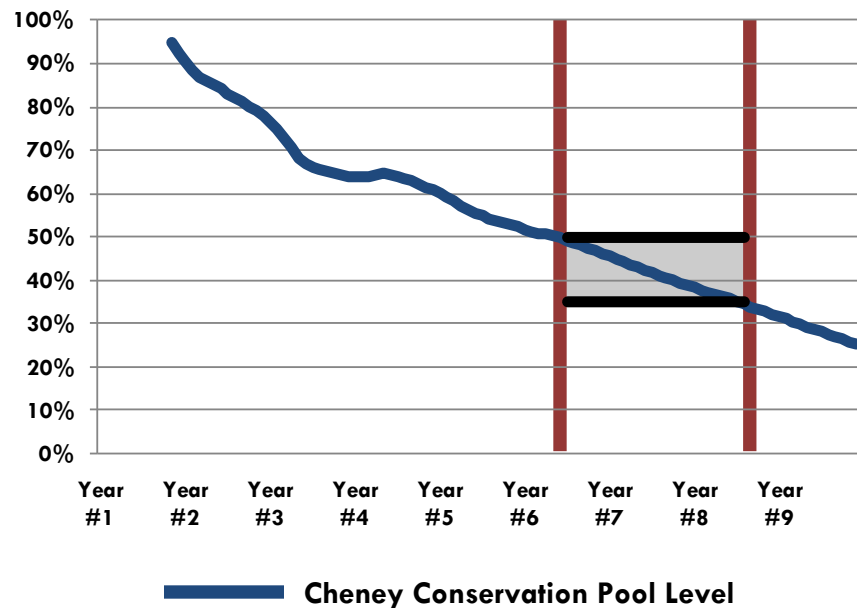
Description

Once Cheney's conservation pool drops below 50% with a 12-month average, Stage #3 will be in effect. This is the second to last drought stage and thus includes more severe actions.

All outdoor water usage will be banned. Customers who previously could use water one day per week in Stage #2 would be prohibited from using any water outdoors. The penalty for violations will increase dramatically, topping out at \$500

per incident, for repeated violations. The City of Wichita will expedite repairs on its water main breaks and irrigation leaks, to reduce water loss. Operational hours at public fountains will be reduced, while municipally owned grasses will not be irrigated, except for those that are exempt under this drought stage.

Stage 3: Irrigation Bans



PENALTY SCHEDULE PER VIOLATION

1 st Incident	Warning
2 nd Incident	\$250
3 rd Incident & Beyond	\$500

Exemptions

The same exemptions that are in effect in Stage #2 will apply to this stage. That includes all businesses that rely directly on outdoor water usage to generate their core economic activity.

STAGE #3 ACTIONS

Utility Customers	City of Wichita—Internal Conservation
<ul style="list-style-type: none"> Continue all measures from Stage #1 All outdoor watering is banned Exemptions provided for businesses generating economic activity directly from outdoor irrigation 	<ul style="list-style-type: none"> Continue all measures from Stages #1-2 Reduce hours at City-owned fountains Eliminate irrigation on City-owned grasses that are not exempted due to the economic activity they create Expedite repair on water main breaks and irrigation leaks

Description

Triggered when the 12-month average level at Cheney is below 35%, the final drought stage would likely be reached after a prolonged and severe drought. The most restrictive water usage regulations would be applied, in order to preserve the remaining water at Cheney Reservoir.

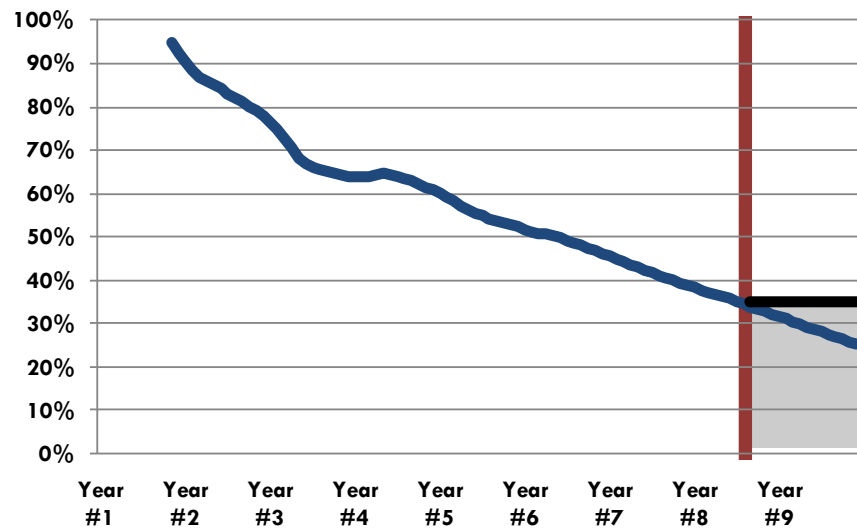
All outdoor water usage would be banned, even from those businesses previously exempted. Customers would have to reduce base demand by 15%, meaning that their usage would need to be 15% lower than their Average Winter Consumption at the beginning of Stage #4. Repeated violations would result in a

flow restrictor to ensure compliance with the regulations.

PENALTY SCHEDULE PER VIOLATION	
1 st Incident/Month	Warning
2 nd Incident/Month	\$250
3 rd Incident/Month & Beyond	\$500 + Flow Restrictor

Via Christi hospital campuses, the Kansas Medical Center, the VA Hospital, the Kansas Spine Hospital, the Kansas Surgery & Recovery, and Select Specialty Hospital.

Stage 4: Water Emergency



Cheney Conservation Pool Level

Exemptions

Major hospitals would not need to reduce base demand. These include Wesley and

STAGE #4 ACTIONS	
Utility Customers	City of Wichita—Internal Conservation
<ul style="list-style-type: none"> Continue all measures from Stage #1 All outdoor water usage is banned, without exemptions Water usage must be 15% below the Average Winter Consumption (AWC), at the beginning of drought Stage #4 Major hospitals are exempt from the 15% water usage AWC reduction 	<ul style="list-style-type: none"> Continue all measures from Stages #1-3 Shutdown all City-owned fountains

City of Wichita
City Council Meeting
October 1, 2013

TO: Wichita Housing Authority Board Members

SUBJECT: Public Hearing - 2014 Annual Agency Plan

INITIATED BY: Housing and Community Services Department

AGENDA: Wichita Housing Authority Board (Non-Consent)

Recommendation: Conduct the public hearing, close the hearing, approve the Wichita Housing Authority 2014 Annual Agency Plan, and authorize the necessary signatures to certify the Plan for submission to the U.S. Department of Housing and Urban Development.

Background: On October 21, 1998, the Quality Housing and Work Responsibility Act of 1998 (QHWRA) was signed into law as a part of the FY 1999 Appropriations Bill. One provision of the Act is the mandate for public housing authorities to prepare an annual operating plan. The annual plan governs the Public Housing and Housing Choice Voucher programs and must include at a minimum: information on the housing needs of the locality; population served; method of rent determination; general operating policies and procedures; capital improvements; unmet housing needs of families with incomes less than 30 percent of median income; and efforts to coordinate programs.

The Wichita Housing Authority (WHA) is required to obtain input into the plan from the Tenant Advisory Board and to hold a public hearing. In the event the Housing Authority Board receives written or oral comments from the public that are deemed significant enough to amend the Plan, the Housing Authority Board may amend the plan and certify the plan as amended. After the Housing Authority Board considers comments submitted at the hearing and approves the WHA 2014 Annual Plan as prepared or with amendments, WHA staff will transmit the Annual Plan using the required electronic submission template.

Analysis: The proposed WHA 2014 Annual Plan has one modification from the existing 2013 Annual Plan. Rather than giving applicants on the waiting list three offers for Public Housing units before they are removed from the wait list they will only receive one offer for an appropriate sized dwelling unit. If they reject the offer the applicant will be removed from the wait list, however they may reapply for program assistance. Revising this policy will reduce the amount of time a unit is vacant.

WHA staff presented the Annual Plan to the Tenant Advisory Board and received unanimous approval, including the proposed change outlined above. In the meeting to discuss the Annual Plan the Tenant Advisory Board provided a statement to be included in the Plan documents, addressing the condition of the windows at McLean Manor.

McLean Manor was constructed in 1982 and has the original windows. WHA staff report the windows have been problematic for years. Some of the windows are drafty and occasionally allow rain to enter the building and are difficult to open. Staff has repeatedly tried to repair them to get a better seal however many of the problems continue to persist. In the course of performing a HUD required five-year energy audit for WHA Public Housing properties EMG Corporation has estimated a cost of \$234,300 to replace the windows at McLean. Window replacement is an eligible expense for the Capital Fund budget with the Housing Authority receives annually.

Capital Fund grants for 2012 and 2013 are fully allocated for high rise kitchen replacements, single family window replacements, site improvements, operations and \$400,000 committed for insurance deductible for hail damage (May 2013) to 171 single family Public Housing units.

Staff shared with the Tenant Advisory Board, the EMG cost estimate for window replacement and together agreed to revise the 2014 Capital Fund Grant proposed budget to include replacement of the windows. This recommendation is included in the 2014 Annual Plan and if HUD approves and awards the request, the windows will be replaced in 2014. The Tenant Advisory Board was satisfied with that action.

Financial Considerations: The 2014 Capital Fund Budget is a part of the 2014 Annual Plan and is considered approved with adoption of the Plan. There are no General Funds associated with administering this Annual Plan.

Legal Considerations: The certification of the 2014 Annual Plan will bring the WHA into compliance with the Quality Housing and Work Responsibility Act of 1998. The Law Department has reviewed and approved the certifications as to form.

Recommendation/Action: It is recommended that the Wichita Housing Authority Board conduct the public hearing, close the hearing, approve the Wichita Housing Authority 2014 Annual Agency Plan, and authorize the necessary signatures to certify the Plan for submission to the U. S. Department of Housing and Urban Development.

Attachments:

2014 Annual Agency Plan
2014 Agency Plan Elements
Wichita Housing Authority Board Certification
Certification for a Drug-Free Workplace
Certification of Payments to Influence Federal Transactions
Disclosure of Lobbying Activities
Civil Rights Certification
Tenant Advisory Board Comments
Challenged Elements
Certification of Consistency with the Consolidated Plan

Certification of Payments to Influence Federal Transactions

U.S. Department of Housing
and Urban Development
Office of Public and Indian Housing

Applicant Name

City of Wichita Housing Authority

Program/Activity Receiving Federal Grant Funding

Public Housing and Housing Choice Voucher Programs

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, Disclosure Form to Report Lobbying, in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

I hereby certify that all the information stated herein, as well as any information provided in the accompaniment herewith, is true and accurate.

Warning: HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties.
(18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)

Name of Authorized Official

Carl Brewer

Title

Mayor and Chairman of the Wichita Housing Authority Board

Signature

Date (mm/dd/yyyy)

10/01/2013

Certification for a Drug-Free Workplace

U.S. Department of Housing
and Urban Development

Applicant Name

City of Wichita Housing Authority

Program/Activity Receiving Federal Grant Funding

Public Housing and Housing Choice Voucher Programs

Acting on behalf of the above named Applicant as its Authorized Official, I make the following certifications and agreements to the Department of Housing and Urban Development (HUD) regarding the sites listed below:

I certify that the above named Applicant will or will continue to provide a drug-free workplace by:

a. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the Applicant's workplace and specifying the actions that will be taken against employees for violation of such prohibition.

b. Establishing an on-going drug-free awareness program to inform employees ---

(1) The dangers of drug abuse in the workplace:

(2) The Applicant's policy of maintaining a drug-free workplace;

(3) Any available drug counseling, rehabilitation, and employee assistance programs; and

(4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace.

c. Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph a.;

d. Notifying the employee in the statement required by paragraph a. that, as a condition of employment under the grant, the employee will ---

(1) Abide by the terms of the statement; and

(2) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;

e. Notifying the agency in writing, within ten calendar days after receiving notice under subparagraph d.(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer or other designee on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;

f. Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph d.(2), with respect to any employee who is so convicted ---

(1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or

(2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;

g. Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs a. thru f.

2. **Sites for Work Performance.** The Applicant shall list (on separate pages) the site(s) for the performance of work done in connection with the HUD funding of the program/activity shown above. Place of Performance shall include the street address, city, county, State, and zip code. Identify each sheet with the Applicant name and address and the program/activity receiving grant funding.)

315 N. Riverview, Wichita KS 67203; 332 N. Riverview, Wichita KS 67203; 2018 N. Wellington Place, Wichita KS 67203; 2627 W. 9th Street, Wichita KS 67203; 520 W. 25th Street North, Wichita KS 67204; and the attached list of single-family dwelling units which are located inside the city limits of Wichita Kansas.

Check here ☐ if there are workplaces on file that are not identified on the attached sheets.

I hereby certify that all the information stated herein, as well as any information provided in the accompaniment herewith, is true and accurate.
Warning: HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties.
(18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)

Name of Authorized Official

Carl Brewer

Title

Mayor and Chairman of the Wichita Housing Authority Board

Signature

Date

X

10/01/2013

U.S. Department of Housing and Urban Development
Office of Public and Indian Housing

Annual Plan Elements for Fiscal Year 2014

Public Supplement

**PHA Plan
Agency Identification**

PHA Name: City of Wichita Housing Authority **PHA Number:** KS004

**Annual PHA Plan
PHA Fiscal Year 2014**
[24 CFR Part 903.7]

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1. Eligibility, Selection and Admissions Policies, including Deconcentration and Waiting List Procedures

[24 CFR Part 903.7 9 (c)]

A. Public Housing

Exemptions: PHAs that do not administer public housing are not required to complete subcomponent 3A.

(1) Eligibility

- a. When does the PHA verify eligibility for admission to public housing? (select all that apply)
- ☐ When families are within a certain number of being offered a unit: (state number)
 - ☐ When families are within a certain time of being offered a unit: (state time)
 - ☒ Other: subsequent to formal application during Preoccupancy Meeting
- b. Which non-income (screening) factors does the PHA use to establish eligibility for admission to public housing (select all that apply)?
- ☒ Criminal or Drug-related activity
 - ☒ Rental history
 - ☒ Housekeeping
 - ☐ Other (describe)
- c. ☒ Yes ☐ No: Does the PHA request criminal records from local law enforcement agencies for screening purposes?
- d. ☒ Yes ☐ No: Does the PHA request criminal records from State law enforcement agencies for screening purposes?
- e. ☐ Yes ☒ No: Does the PHA access FBI criminal records from the FBI for screening purposes? (either directly or through an NCIC-authorized source)

(2)Waiting List Organization

- a. Which methods does the PHA plan to use to organize its public housing waiting list (select all that apply)
- ☒ Community-wide list
 - ☐ Sub-jurisdictional lists
 - ☐ Site-based waiting lists
 - ☐ Other (describe)
- b. Where may interested persons apply for admission to public housing?
- ☒ PHA main administrative office
 - ☐ PHA development site management office
 - ☒ Other – Online via web site (planned for 2013)

c. If the PHA plans to operate one or more site-based waiting lists in the coming year, answer each of the following questions; if not, skip to subsection **(3) Assignment**

1. How many site-based waiting lists will the PHA operate in the coming year? 0

2. ☐ Yes ☐ No: Are any or all of the PHA's site-based waiting lists new for the upcoming year (that is, they are not part of a previously-HUD-approved site based waiting list plan)?
If yes, how many lists?

3. ☐ Yes ☐ No: May families be on more than one list simultaneously?
If yes, how many lists?

4. Where can interested persons obtain more information about and sign up to be on the site-based waiting lists (select all that apply)?

- ☐ PHA main administrative office
- ☐ All PHA development management offices
- ☐ Management offices at developments with site-based waiting lists
- ☐ At the development to which they would like to apply
- ☐ Other (list below)

(3) Assignment

a. How many vacant unit choices are applicants ordinarily given before they fall to the bottom of or are removed from the waiting list? (select one)

- ☒ One (removed from the waiting list)
- ☐ Two
- ☐ Three or More

b. ☒ Yes ☐ No: Is this policy consistent across all waiting list types?

c. If answer to b is no, list variations for any other than the primary public housing waiting list/s for the PHA:

(4) Admissions Preferences

a. Income targeting:

☒ Yes ☐ No: Does the PHA plan to exceed the federal targeting requirements by targeting more than 40% of all new admissions to public housing to families at or below 30% of median area income?

b. Transfer policies:

In what circumstances will transfers take precedence over new admissions? (list below)

☒ Emergencies

- ☒ Overhoused
- ☒ Underhoused
- ☒ Medical justification
- ☒ Administrative reasons determined by the PHA (e.g., to permit modernization work)
- ☐ Resident choice: (state circumstances below)
- ☐ Other: (list below)

c. Preferences

1. ☒ Yes ☐ No: Has the PHA established preferences for admission to public housing (other than date and time of application)? (If “no” is selected, skip to subsection **(5) Occupancy**)

2. Which of the following admission preferences does the PHA plan to employ in the coming year? (select all that apply from either former Federal preferences or other preferences)

Former Federal preferences:

- ☒ Involuntary Displacement (Disaster, Government Action, Action of Housing Owner, Inaccessibility, Property Disposition)
- ☐ Victims of domestic violence
- ☐ Substandard housing
- ☐ Homelessness
- ☐ High rent burden (rent is > 50 percent of income)

Other preferences: (select below)

- ☒ Working families and those unable to work because of age or disability
- ☐ Veterans and veterans’ families
- ☐ Residents who live and/or work in the jurisdiction
- ☐ Those enrolled currently in educational, training, or upward mobility programs
- ☐ Households that contribute to meeting income goals (broad range of incomes)
- ☐ Households that contribute to meeting income requirements (targeting)
- ☐ Those previously enrolled in educational, training, or upward mobility programs
- ☐ Victims of reprisals or hate crimes
- ☐ Other preference(s) (list below)

3. If the PHA will employ admissions preferences, please prioritize by placing a “1” in the space that represents your first priority, a “2” in the box representing your second priority, and so on. If you give equal weight to one or more of these choices (either through an absolute hierarchy or through a point system), place the same number next to each. That means you can use “1” more than once, “2” more than once, etc.

1 Date and Time

Former Federal preferences:

- 1 Involuntary Displacement (Disaster, Government Action, Action of Housing
☐ Owner, Inaccessibility, Property Disposition)
☐ Victims of domestic violence
☐ Substandard housing
☐ Homelessness
☐ High rent burden

Other preferences (select all that apply)

- 1 Working families and those unable to work because of age or disability
☐ Veterans and veterans' families
☐ Residents who live and/or work in the jurisdiction
☐ Those enrolled currently in educational, training, or upward mobility programs
☐ Households that contribute to meeting income goals (broad range of incomes)
☐ Households that contribute to meeting income requirements (targeting)
☐ Those previously enrolled in educational, training, or upward mobility
 programs
☐ Victims of reprisals or hate crimes
☐ Other preference(s) (list below)

4. Relationship of preferences to income targeting requirements:

- ☐ The PHA applies preferences within income tiers
☒ Not applicable: the pool of applicant families ensures that the PHA will meet
 income targeting requirements

(5) Occupancy

a. What reference materials can applicants and residents use to obtain information about
the rules of occupancy of public housing (select all that apply)

- ☒ The PHA-resident lease
☒ The PHA's Admissions and Continued Occupancy policy
☒ PHA briefing seminars or written materials
☒ Other source: Housekeeping video

b. How often must residents notify the PHA of changes in family composition? (select
all that apply)

- ☒ At an annual reexamination and lease renewal
☒ Any time family composition changes
☒ At family request for revision
☐ Other (list)

(6) Deconcentration and Income Mixing

- *a. ☒ Yes ☐ No: Does the PHA have any general occupancy (family) public housing developments covered by the deconcentration rule? If no, this section is complete. If yes, continue to the next question.
- *b. ☐ Yes ☒ No: Do any of these covered developments have average incomes above or below 85% to 115% of the average incomes of all such developments? If no, this section is complete.

* - New questions added by PIH Notice 2001-4

If yes, list these developments as follows:

Deconcentration Policy for Covered Developments			
Development Name:	Number of Units	Explanation (if any) [see step 4 at §903.2(c)(1)(iv)]	Deconcentration policy (if no explanation) [see step 5 at §903.2(c)(1)(v)]

- a. ☐ Yes ☐ No: Did the PHA's analysis of its family (general occupancy) developments to determine concentrations of poverty indicate the need for measures to promote deconcentration of poverty or income mixing?
- b. ☐ Yes ☐ No: Did the PHA adopt any changes to its **admissions policies** based on the results of the required analysis of the need to promote deconcentration of poverty or to assure income mixing?
- c. If the answer to b was yes, what changes were adopted? (select all that apply)
- ☐ Adoption of site-based waiting lists
If selected, list targeted developments below:
- ☐ Employing waiting list "skipping" to achieve deconcentration of poverty or income mixing goals at targeted developments
If selected, list targeted developments below:

☐ Employing new admission preferences at targeted developments
If selected, list targeted developments below:

☐ Other (list policies and developments targeted below)

d. ☐ Yes ☐ No: Did the PHA adopt any changes to **other** policies based on the results of the required analysis of the need for deconcentration of poverty and income mixing?

e. If the answer to d was yes, how would you describe these changes? (select all that apply)

- ☐ Additional affirmative marketing
☐ Actions to improve the marketability of certain developments
☐ Adoption or adjustment of ceiling rents for certain developments
☐ Adoption of rent incentives to encourage deconcentration of poverty and income-mixing
☐ Other (list below)

f. Based on the results of the required analysis, in which developments will the PHA make special efforts to attract or retain higher-income families? (select all that apply)

- ☐ Not applicable: results of analysis did not indicate a need for such efforts
☐ List (any applicable) developments below:

g. Based on the results of the required analysis, in which developments will the PHA make special efforts to assure access for lower-income families? (select all that apply)

- ☐ Not applicable: results of analysis did not indicate a need for such efforts
☐ List (any applicable) developments below:

B. Housing Choice Voucher

Exemptions: PHAs that do not administer Housing Choice Voucher are not required to complete sub-component 3B.

Unless otherwise specified, all questions in this section apply only to the tenant-based Housing Choice Voucher assistance program (vouchers, and until completely merged into the voucher program, certificates).

(1) Eligibility

a. What is the extent of screening conducted by the PHA? (select all that apply)

- ☒ Criminal or drug-related activity only to the extent required by law or regulation
☐ Criminal and drug-related activity, more extensively than required by law or regulation
☐ More general screening than criminal and drug-related activity (list factors below)
☐ Other (list below)

- b. ☒ Yes ☐ No: Does the PHA request criminal records from local law enforcement agencies for screening purposes?
- c. ☒ Yes ☐ No: Does the PHA request criminal records from State law enforcement agencies for screening purposes?
- d. ☐ Yes ☒ No: Does the PHA access FBI criminal records from the FBI for screening purposes? (either directly or through an NCIC-authorized source)
- e. Indicate what kinds of information you share with prospective landlords? (select all that apply)
- ☒ Criminal or drug-related activity
- ☒ Other – non-payment of rent

(2) Waiting List Organization

- a. With which of the following program waiting lists is the Housing Choice Voucher tenant-based assistance waiting list merged? (select all that apply)
- ☒ None
- ☐ Federal public housing
- ☐ Federal moderate rehabilitation
- ☐ Federal project-based certificate program
- ☐ Other federal or local program (list below)
- b. Where may interested persons apply for admission to Housing Choice Voucher tenant-based assistance? (select all that apply)
- ☒ PHA main administrative office
- ☒ Other – On line via web site

(3) Search Time

- a. ☒ Yes ☐ No: Does the PHA give extensions on standard 60-day period to search for a unit?

If yes, state circumstances below:

Hard to house (disabled or families needing 3 or more bedrooms), unable to locate dwelling in preferred area.

(4) Admissions Preferences

a. Income targeting

- ☐ Yes ☒ No: Does the PHA plan to exceed the federal targeting requirements by targeting more than 75% of all new admissions to the Housing Choice Voucher program to families at or below 30% of median area income?

b. Preferences

1. ☒ Yes ☐ No: Has the PHA established preferences for admission to Housing Choice Voucher tenant-based assistance? (other than date and time of application) (if no, skip to subcomponent **(5) Special purpose Housing Choice Voucher assistance programs**)

2. Which of the following admission preferences does the PHA plan to employ in the coming year? (select all that apply from either former Federal preferences or other preferences)

Former Federal preferences

- ☐ Involuntary Displacement (Disaster, Government Action, Action of Housing Owner, Inaccessibility, Property Disposition)
- ☐ Victims of domestic violence
- ☐ Substandard housing
- ☐ Homelessness
- ☐ High rent burden (rent is > 50 percent of income)

Other preferences (select all that apply)

- ☒ Working families and those unable to work because of age or disability
- ☐ Veterans and veterans' families
- ☐ Residents who live and/or work in your jurisdiction
- ☐ Those enrolled currently in educational, training, or upward mobility programs
- ☐ Households that contribute to meeting income goals (broad range of incomes)
- ☐ Households that contribute to meeting income requirements (targeting)
- ☐ Those previously enrolled in educational, training, or upward mobility programs
- ☐ Victims of reprisals or hate crimes
- ☐ Other preference(s) – Family Unification Program eligible participants and Mainstream participants

3. If the PHA will employ admissions preferences, please prioritize by placing a “1” in the space that represents your first priority, a “2” in the box representing your second priority, and so on. If you give equal weight to one or more of these choices (either through an absolute hierarchy or through a point system), place the same number next to each. That means you can use “1” more than once, “2” more than once, etc.

2 Date and Time

Former Federal preferences

- ☐ Involuntary Displacement (Disaster, Government Action, Action of Housing Owner, Inaccessibility, Property Disposition)
- ☐ Victims of domestic violence
- ☐ Substandard housing
- ☐ Homelessness
- ☐ High rent burden

Other preferences (select all that apply)

- 1 ☐ Working families and those unable to work because of age or disability
- ☐ Veterans and veterans' families
- ☐ Residents who live and/or work in your jurisdiction
- ☐ Those enrolled currently in educational, training, or upward mobility programs
- ☐ Households that contribute to meeting income goals (broad range of incomes)
- ☐ Households that contribute to meeting income requirements (targeting)
- ☐ Those previously enrolled in educational, training, or upward mobility programs
- ☐ Victims of reprisals or hate crimes
- ☐ Other preference(s) (list below)

4. Among applicants on the waiting list with equal preference status, how are applicants selected? (select one)

- ☒ Date and time of application
- ☐ Drawing (lottery) or other random choice technique

5. If the PHA plans to employ preferences for "residents who live and/or work in the jurisdiction" (select one)

- ☐ This preference has previously been reviewed and approved by HUD
- ☐ The PHA requests approval for this preference through this PHA Plan

6. Relationship of preferences to income targeting requirements: (select one)

- ☐ The PHA applies preferences within income tiers
- ☒ Not applicable: the pool of applicant families ensures that the PHA will meet income targeting requirements

(5) Special Purpose Housing Choice Voucher Assistance Programs

a. In which documents or other reference materials are the policies governing eligibility, selection, and admissions to any special-purpose Housing Choice Voucher program administered by the PHA contained? (select all that apply)

- ☒ The Housing Choice Voucher Administrative Plan

- ☒ Briefing sessions and written materials
☒ Other – On line via web site

b. How does the PHA announce the availability of any special-purpose Housing Choice Voucher programs to the public?

- ☒ Through published notices
☒ Other – Direct mail

2. Statement of Financial Resources

[24 CFR Part 903.7 9 (b)]

Financial Resources: Planned Sources and Uses		
Sources	Planned \$	Planned Uses
1. Federal Grants (FY 2013 grants)		
a) Public Housing Operating Fund	1,698,631	Operations
b) Public Housing Capital Fund	720,524	Modernization
c) HOPE VI Revitalization	0	
d) HOPE VI Demolition	0	
e) Annual Contributions for Housing Choice Voucher Tenant-Based Assistance	12,412,534	Housing Assistance Payments
f) Public Housing Drug Elimination Program (including any Technical Assistance funds)	0	
g) Resident Opportunity and Self-Sufficiency Grants	73,000	
h) Community Development Block Grant	0	
i) HOME	0	
Other Federal Grants (list below)		
Mainstream 5 Year	315,579	
2. Prior Year Federal Grants (unobligated funds only) (list below)		
3. Public Housing Dwelling Rental Income	921,612	Operations
Non-dwelling rental (antennas)	63,600	Operations
Non-dwelling rental (office)	21,200	Operations
4. Other income (list below)		
Investment	3,000	Operations

form HUD 50075 (03/2003)

Financial Resources: Planned Sources and Uses		
Sources	Planned \$	Planned Uses
Tenant charges	10,000	Operations
Late charges	10,000	Operations
4. Non-federal sources (list below)		
Total resources	\$16,249,680	

3. PHA Rent Determination Policies

[24 CFR Part 903.7 9 (d)]

A. Public Housing

Exemptions: PHAs that do not administer public housing are not required to complete sub-component 4A.

(1) Income Based Rent Policies

Describe the PHA's income based rent setting policy/ies for public housing using, including discretionary (that is, not required by statute or regulation) income disregards and exclusions, in the appropriate spaces below.

a. Use of discretionary policies: (select one)

- ☒ The PHA will not employ any discretionary rent-setting policies for income based rent in public housing. Income-based rents are set at the higher of 30% of adjusted monthly income, 10% of unadjusted monthly income, the welfare rent, or minimum rent (less HUD mandatory deductions and exclusions). (If selected, skip to sub-component (2))

---or---

- ☐ The PHA employs discretionary policies for determining income based rent (If selected, continue to question b.)

b. Minimum Rent

1. What amount best reflects Public Housing's minimum rent? (select one)

- ☐ \$0
☐ \$1-\$25
☒ \$26-\$50

2. ☐ Yes ☒ No: Has the PHA adopted any discretionary minimum rent hardship exemption policies?

3. If yes to question 2, list these policies below:

c. Rents set at less than 30% than adjusted income

1. ☒ Yes ☐ No: Does the PHA plan to charge rents at a fixed amount or percentage less than 30% of adjusted income?

2. If yes to above, list the amounts or percentages charged and the circumstances under which these will be used below:

- Tenants may choose a flat rent when applicable

d. Which of the discretionary (optional) deductions and/or exclusions policies does the PHA plan to employ (select all that apply)

☒ For the earned income of a previously unemployed household member

☐ For increases in earned income

☐ Fixed amount (other than general rent-setting policy)

If yes, state amount/s and circumstances below:

☐ Fixed percentage (other than general rent-setting policy)

If yes, state percentage/s and circumstances below:

☒ For household heads

☒ For other family members

☐ For transportation expenses

☐ For the non-reimbursed medical expenses of non-disabled or non-elderly families

☐ Other (describe below)

e. Ceiling rents

1. Do you have ceiling rents? (rents set at a level lower than 30% of adjusted income) (select one)

☐ Yes for all developments

☐ Yes but only for some developments

☒ No

2. For which kinds of developments are ceiling rents in place? (select all that apply)

☐ For all developments

☐ For all general occupancy developments (not elderly or disabled or elderly only)

☐ For specified general occupancy developments

☐ For certain parts of developments; e.g., the high-rise portion

☐ For certain size units; e.g., larger bedroom sizes

☐ Other (list below)

3. Select the space or spaces that best describe how you arrive at ceiling rents (select all that apply)

- ☐ Market comparability study
- ☐ Fair market rents (FMR)
- ☐ 95th percentile rents
- ☐ 75 percent of operating costs
- ☐ 100 percent of operating costs for general occupancy (family) developments
- ☐ Operating costs plus debt service
- ☐ The "rental value" of the unit
- ☐ Other (list below)

f. Rent re-determinations:

1. Between income reexaminations, how often must tenants report changes in income or family composition to the PHA such that the changes result in an adjustment to rent? (select all that apply)

- ☐ Never
- ☐ At family option
- ☐ Any time the family experiences an income increase
- ☒ Any time a family experiences an income increase above a threshold amount or percentage: 10%
- ☐ Other (list below)

g. ☐ Yes ☒ No: Does the PHA plan to implement individual savings accounts for residents (ISAs) as an alternative to the required 12 month disallowance of earned income and phasing in of rent increases in the next year?

(2) Flat Rents

1. In setting the market-based flat rents, what sources of information did the PHA use to establish comparability? (select all that apply.)

- ☒ The Housing Choice Voucher rent reasonableness study of comparable housing
- ☐ Survey of rents listed in local newspaper
- ☒ Survey of similar unassisted units in the neighborhood
- ☐ Other (list/describe below)

B. Housing Choice Voucher Tenant-Based Assistance

Exemptions: PHAs that do not administer Housing Choice Voucher tenant-based assistance are not required to complete sub-component 4B. **Unless otherwise specified, all questions in this section apply only to the tenant-based Housing Choice Voucher assistance program (vouchers, and until completely merged into the voucher program, certificates).**

(1) Payment Standards

Describe the voucher payment standards and policies.

a. What is the PHA's payment standard? (select the category that best describes your standard)

- ☐ At or above 90% but below 100% of FMR
- ☐ 100% of FMR
- ☒ Above 100% but at or below 110% of FMR
- ☐ Above 110% of FMR (if HUD approved; describe circumstances below)

b. If the payment standard is lower than FMR, why has the PHA selected this standard? (select all that apply)

- ☐ FMRs are adequate to ensure success among assisted families in the PHA's segment of the FMR area
- ☐ The PHA has chosen to serve additional families by lowering the payment standard
- ☐ Reflects market or submarket
- ☐ Other (list below)

c. If the payment standard is higher than FMR, why has the PHA chosen this level? (select all that apply)

- ☒ FMRs are not adequate to ensure success among assisted families in the PHA's segment of the FMR area
- ☒ Reflects market or submarket
- ☒ To increase housing options for families
- ☐ Other (list below)

d. How often are payment standards reevaluated for adequacy? (select one)

- ☒ Annually
- ☐ Other (list below)

e. What factors will the PHA consider in its assessment of the adequacy of its payment standard? (select all that apply)

- ☐ Success rates of assisted families
- ☒ Rent burdens of assisted families
- ☐ Other (list below)

(2) Minimum Rent

a. What amount best reflects the PHA's minimum rent? (select one)

- ☐ \$0
☐ \$1-\$25
☒ \$26-\$50

b. ☐ Yes ☒ No: Has the PHA adopted any discretionary minimum rent hardship exemption policies? (if yes, list below)

4. Operations and Management

[24 CFR Part 903.7 9 (e)]

Exemptions from Component 5: High performing and small PHAs are not required to complete this

The City of Wichita Housing Authority (WHA) owns and manages 578 residential units. 226 units are located in four complexes designated for seniors and/or persons with disabilities. The other segment of the portfolio is 352 scattered site single-family dwellings in various areas of the City of Wichita. It is estimated that 120 units will become available annually for the housing of low-income applicants.

During the early 1990's the WHA had all dwellings tested for lead-based paint and all identified lead-based paint issues were abated with modernization funds. When tenants lease a unit they receive a copy of the booklet *Protect Your Family from Lead in Your Home*. All maintenance and modernization projects are performed in accordance with 24 CFR 35 and updates.

The WHA's conditions, rules and regulations of occupancy are maintained and made available for review at the Property Management Office located at 332 N. Riverview, Wichita, Kansas. The WHA Lease Agreement contains the conditions, rules and regulations of occupancy.

It is the policy of the WHA to ensure that all residential units will be maintained in accordance to the highest Uniform Physical Condition Standards possible. WHA staff aggressively addresses maintenance emergencies and take corrective action within 24 hours of notification. With the use of on call maintenance staff, WHA responds to evening, holiday and weekend emergencies. Additionally WHA addresses minor physical needs by responding to work orders on a daily basis.

The WHA continues to rehabilitate vacant units with its make-ready crews or local contractors. The Uniform Physical Condition Standard is the measure to which units are rehabilitated. The WHA will consider Energy Star when purchasing products or appliances since more efficient equipment pays for itself with energy savings and it offers an opportunity for the PHA to reduce operating costs.

It is also the policy of the WHA to contract with vendors to perform the necessary actions in accordance with the WHA preventive maintenance program. Preventive maintenance ensures that minor physical needs will be periodically corrected to avoid maintenance emergencies.

WHA performs mandatory pest control inspections semi-annually at Greenway Manor and McLean Manor and annually at Bernice Hutcherson and Rosa Gragg apartment complexes. The WHA provides treatment as identified at no expense to the tenants when the annual pest inspection confirms the need. The elderly tenants, at their expense, may request monthly inspections and/or treatments from the WHA vendor at a reduced cost. Single-family dwellings are inspected by WHA Property Managers for pests annually. In the event that a pest infestation is evident and the tenant does not remedy the situation, Property Managers may order treatment at the tenant's expense. The tenant may obtain treatment on a monthly basis at a reduced rate from the WHA vendor. The vendor's treatment will take under consideration all tenant health situations prior to treatment.

5. PHA Grievance Procedures

[24 CFR Part 903.7 9 (f)]

Exemptions from component 6: High performing PHAs are not required to complete component 6. Housing Choice Voucher-Only PHAs are exempt from sub-component 6A.

A. Public Housing

1. ☐ Yes ☒ No: Has the PHA established any written grievance procedures in addition to federal requirements found at 24 CFR Part 966, Subpart B, for residents of public housing?

If yes, list additions to federal requirements below:

2. Which PHA office should residents or applicants to public housing contact to initiate the PHA grievance process? (select all that apply)

- ☒ PHA main administrative office
☐ PHA development management offices
☐ Other (list below)

B. Housing Choice Voucher Tenant-Based Assistance

1. ☐ Yes ☒ No: Has the PHA established informal review procedures for applicants to the Housing Choice Voucher tenant-based assistance program and informal hearing procedures for families assisted by the Housing Choice Voucher tenant-based assistance program in addition to federal requirements found at 24 CFR 982?

If yes, list additions to federal requirements below:

2. Which PHA office should applicants or assisted families contact to initiate the informal review and informal hearing processes? (select all that apply)

- ☒ PHA main administrative office
☐ Other (list below)

6. Designation of Public Housing for Elderly and Disabled Families

[24 CFR Part 903.7 9 (i)]

Exemptions from Component 9; Housing Choice Voucher only PHAs are not required to complete this section.

1. ☒ Yes ☐ No: Has the PHA designated or applied for approval to designate or does the PHA plan to apply to designate any public housing for occupancy only by the elderly families or only by families with disabilities, or by elderly families and families with disabilities or will apply for designation for occupancy by only elderly families or only families with disabilities, or by elderly families and families with disabilities as provided by section 7 of the U.S. Housing Act of 1937 (42 U.S.C. 1437e) in the upcoming fiscal year? (If “No”, skip to component 10. If “yes”, complete one activity description for each development, unless the PHA is eligible to complete a streamlined submission; PHAs completing streamlined submissions may skip to component 10.)

2. Activity Description

- ☒ Yes ☐ No: Has the PHA provided all required activity description information for this component in the **optional** Public Housing Asset Management Table? If “yes”, skip to component 10. If “No”, complete the Activity Description table below.

Designation of Public Housing Activity Description
1a. Development name: High-rise apartments
1b. Development (project) number: KS004000001
2. Designation type: Occupancy by only the elderly <input checked="" type="checkbox"/> Occupancy by families with disabilities <input type="checkbox"/> Occupancy by only elderly families and families with disabilities <input type="checkbox"/>
3. Application status (select one) Approved; included in the PHA's Designation Plan <input checked="" type="checkbox"/> Submitted, pending approval <input type="checkbox"/> Planned application <input type="checkbox"/>
4. Date this designation was <u>approved</u> , submitted, or planned for submission: <u>(12/01/99)</u>
5. If approved, will this designation constitute a (select one) <input type="checkbox"/> New Designation Plan <input checked="" type="checkbox"/> Revision of a previously-approved Designation Plan
6. Number of units affected: 176
7. Coverage of action (select one) <input type="checkbox"/> Part of the development <input checked="" type="checkbox"/> Total development

Designation of Public Housing Activity Description
1a. Development name: Garden apartments
1b. Development (project) number: KS004000002
2. Designation type: Occupancy by only the elderly <input type="checkbox"/> Occupancy by families with disabilities <input type="checkbox"/> Occupancy by only elderly families and families with disabilities <input checked="" type="checkbox"/>
3. Application status (select one) <u>Original project design</u> Approved; included in the PHA's Designation Plan <input type="checkbox"/> Submitted, pending approval <input type="checkbox"/> Planned application <input type="checkbox"/>
4. Date this designation approved, submitted, or planned for submission:
5. If approved, will this designation constitute a (select one) <input type="checkbox"/> New Designation Plan <input type="checkbox"/> Revision of a previously-approved Designation Plan?
7. Number of units affected: 50
7. Coverage of action (select one) <input type="checkbox"/> Part of the development <input checked="" type="checkbox"/> Total development

7. PHA Community Service and Self-sufficiency

[24 CFR Part 903.7 9 (l)]

Exemptions from Component 12: High performing and small PHAs are not required to complete this component. Housing Choice Voucher-Only PHAs are not required to complete sub-component C.

A. PHA Coordination with the Welfare (TANF) Agency

1. Cooperative agreements:

- ☒ Yes ☐ No: Has the PHA entered into a cooperative agreement with the TANF Agency, to share information and/or target supportive services (as contemplated by section 12(d)(7) of the Housing Act of 1937)?

If yes, what was the date that agreement was signed?

2. Other coordination efforts between the PHA and TANF agency (select all that apply)

- ☒ Client referrals
- ☒ Information sharing regarding mutual clients (for rent determinations and otherwise)
- ☒ Coordinate the provision of specific social and self-sufficiency services and programs to eligible families
- ☐ Jointly administer programs
- ☐ Partner to administer a HUD Welfare-to-Work voucher program
- ☐ Joint administration of other demonstration program
- ☐ Other (describe)

B. Services and programs offered to residents and participants

(1) General

a. Self-Sufficiency Policies

Which, if any of the following discretionary policies will the PHA employ to enhance the economic and social self-sufficiency of assisted families in the following areas? (select all that apply)

- ☒ Public housing rent determination policies
- ☒ Public housing admissions policies
- ☒ Housing Choice Voucher admissions policies
- ☐ Preference in admission to Housing Choice Voucher for certain public housing families
- ☐ Preferences for families working or engaging in training or education programs for non-housing programs operated or coordinated by the PHA
- ☐ Preference/eligibility for public housing homeownership option participation
- ☒ Preference/eligibility for Housing Choice Voucher homeownership option participation
- ☐ Other policies (list below)

form HUD 50075 (03/2003)

b. Economic and Social self-sufficiency programs

- ☒ Yes ☐ No: Does the PHA coordinate, promote or provide any programs to enhance the economic and social self-sufficiency of residents? (If “yes”, complete the following table; if “no” skip to sub-component 2, Family Self Sufficiency Programs. The position of the table may be altered to facilitate its use.)

Services and Programs				
Program Name & Description (including location, if appropriate)	Estimated Size	Allocation Method (waiting list/random selection/specific criteria/other)	Access (development office / PHA main office / other provider name)	Eligibility (public housing or Housing Choice Voucher participants or both)
Resident Service Coordination				
Greenway Manor	86 units	Open	Development Office	Public Housing
McLean Manor	90 units	Open	Development Office	Public Housing
Rosa Gragg	32 units	Open	Development Office	Public Housing
Bernice Hutcherson	18 units	Open	Development Office	Public Housing

(2) Family Self Sufficiency program/s

a. Participation Description

Family Self Sufficiency (FSS) Participation		
Program	Required Number of Participants (start of FY 2013 Estimate)	Actual Number of Participants (As of: 1/1/13)
Housing Choice Program Vouchers including Home Ownership	85	137

- b. ☒ Yes ☐ No: If the PHA is not maintaining the minimum program size required by HUD, does the most recent FSS Action Plan address the steps the PHA plans to take to achieve at least the minimum program size?
If no, list steps the PHA will take below:

C. Welfare Benefit Reductions

1. The PHA is complying with the statutory requirements of section 12(d) of the U.S. Housing Act of 1937 (relating to the treatment of income changes resulting from welfare program requirements) by: (select all that apply)

- ☒ Adopting appropriate changes to the PHA's public housing rent determination policies and train staff to carry out those policies
- ☒ Informing residents of new policy on admission and reexamination
- ☒ Actively notifying residents of new policy at times in addition to admission and reexamination.
- ☒ Establishing or pursuing a cooperative agreement with all appropriate TANF agencies regarding the exchange of information and coordination of services
- ☒ Establishing a protocol for exchange of information with all appropriate TANF agencies
- ☐ Other: (list below)

D. Reserved for Community Service Requirement pursuant to section 12(c) of the U.S. Housing Act of 1937

8. PHA Safety and Crime Prevention

[24 CFR Part 903.7 9 (m)]

Exemptions from Component 13: High performing and small PHAs not participating in PHDEP and Housing Choice Voucher Only PHAs may skip to component 15. High Performing and small PHAs that are participating in PHDEP and are submitting a PHDEP Plan with this PHA Plan may skip to sub-component D.

A. Need for measures to ensure the safety of public housing residents

1. Describe the need for measures to ensure the safety of public housing residents (select all that apply)

- ☒ High incidence of violent and/or drug-related crime in some or all of the PHA's developments
- ☒ High incidence of violent and/or drug-related crime in the areas surrounding or adjacent to the PHA's developments
- ☒ Residents fearful for their safety and/or the safety of their children
- ☒ Observed lower-level crime, vandalism and/or graffiti
- ☒ People on waiting list unwilling to move into one or more developments due to perceived and/or actual levels of violent and/or drug-related crime
- ☐ Other (describe below)

2. What information or data did the PHA used to determine the need for PHA actions to improve safety of residents (select all that apply).

- ☐ Safety and security survey of residents
- ☒ Analysis of crime statistics over time for crimes committed "in and around" public housing authority
- ☒ Analysis of cost trends over time for repair of vandalism and removal of graffiti
- ☒ Resident reports
- ☒ PHA employee reports

- ☒ Police reports
- ☐ Demonstrable, quantifiable success with previous or ongoing anticrime/anti drug programs
- ☐ Other (describe below)

B. Crime and Drug Prevention activities the PHA has undertaken or plans to undertake in the next PHA fiscal year

1. List the crime prevention activities the PHA has undertaken or plans to undertake: (select all that apply)

- ☐ Contracting with outside and/or resident organizations for the provision of crime- and/or drug-prevention activities
- ☒ Crime Prevention Through Environmental Design
- ☒ Activities targeted to at-risk youth, adults, or seniors
- ☐ Volunteer Resident Patrol/Block Watchers Program
- ☐ Other (describe below)

2. Which developments are most affected? (list below)

KS004000001, KS004000002, KS004000003 & KS004000004

C. Coordination between PHA and the police

1. Describe the coordination between the PHA and the appropriate police precincts for carrying out crime prevention measures and activities: (select all that apply)

- ☒ Police involvement in development, implementation, and/or ongoing evaluation of drug-elimination plan
- ☒ Police provide crime data to housing authority staff for analysis and action
- ☒ Police have established a physical presence on housing authority property (e.g., community policing office, officer in residence)
- ☒ Police regularly testify in and otherwise support eviction cases
- ☒ Police regularly meet with the PHA management and residents
- ☐ Agreement between PHA and local law enforcement agency for provision of above-baseline law enforcement services
- ☐ Other activities (list below)

2. Which developments are most affected? (list below)
KS004000003 & KS004000004

D. Police Occupied Units

The Wichita Housing Authority has five houses that are currently occupied by Wichita Police Officers. This occupancy is deemed necessary to increase security and drug elimination for Public Housing residents who live in the five single-family dwelling concentrations. The Police Officers are currently residing in the units on an annual lease for a zero monthly rental amount, with the Officers paying the utilities. The addresses are the following:

1501 E. Arnold
1527 E. Catalina
2642 N. Minnesota
7015 W. Newell
2331 St. Clair

9. Pets

[24 CFR Part 903.7 9 (n)]

Available for inspection by the Public

10. Civil Rights Certifications

[24 CFR Part 903.7 9 (o)]

Civil rights certifications are included in the PHA Plan Certifications of Compliance with the PHA Plans and Related Regulations.

The City of Wichita Housing Authority (WHA) will carry out all grant activities in conformity with Title VI of the Civil Rights Act of 1964, the Fair Housing Act, Section 504 of the Rehabilitation Act of 1973, and title II of the Americans with Disabilities Act of 1990.

Specifically, the WHA will continue to partner with the Urban League of Kansas by funding education and outreach programs for tenants and landlords. Additionally, the WHA will refer to the Urban League, community residents who request assistance in resolving matters of alleged discrimination. WHA tenants and clients will be directed to the HUD Regional Office of Fair Housing and Equal Opportunity should they wish to file a discrimination complaint, which could not be resolved locally.

The WHA will also maintain waiting lists in accordance with federal requirements as specified in 24 CFR part 903.7(c)(1), and will assign housing or housing vouchers to persons from those lists without regard to race or ethnicity, but in accordance with HUD-approved administrative plans. Fair housing rights and choice will be promoted through annual fair housing month activities, including public service announcements made in partnership with the Urban League of Kansas.

form HUD 50075 (03/2003)

The WHA will regularly examine its programs or proposed programs, identify any impediments to fair housing choice within those programs, and will address those impediments in a reasonable fashion in view of the resources available. The WHA will also work with local jurisdictions to implement any of the jurisdiction's initiatives to affirmatively further fair housing that require the WHA's involvement. The WHA shall take reasonable measures to assure that program waiting lists are consistent with civil rights. The City of Wichita Housing Authority (WHA) will carry out all grant activities in conformity with Title VI of the Civil Rights Act of 1964, the Fair Housing Act, Section 504 of the Rehabilitation Act of 1973, and title II of the Americans with Disabilities Act of 1990.

Specifically, the WHA will continue to partner with the Urban League of Kansas by funding education and outreach programs for tenants and landlords. Additionally, the WHA will refer to the Urban League, community residents who request assistance in resolving matters of alleged discrimination. WHA tenants and clients will be directed to the HUD Regional Office of Fair Housing and Equal Opportunity should they wish to file a discrimination complaint, which could not be resolved locally.

The WHA will also maintain waiting lists in accordance with federal requirements as specified in 24 CFR part 903.7(c)(1), and will assign housing or housing vouchers to persons from those lists without regard to race or ethnicity, but in accordance with HUD-approved administrative plans. Fair housing rights and choice will be promoted through annual fair housing month activities, including public service announcements made in partnership with the Urban League of Kansas.

The WHA will regularly examine its programs or proposed programs, identify any impediments to fair housing choice within those programs, and will address those impediments in a reasonable fashion in view of the resources available. The WHA will also work with local jurisdictions to implement any of the jurisdiction's initiatives to affirmatively further fair housing that require the WHA's involvement. The WHA shall take reasonable measures to assure that program waiting lists are consistent with civil rights laws and certifications. Specifically, the WHA will market its programs through minority, faith based, disability and senior organizations and publications.

Other compliance certifications of the Wichita Housing Authority include: compliance with the prohibitions against discrimination on the basis of age pursuant to the Age Discrimination Act of 1975; compliance with the Architectural Barriers Act of 1968 and 24 CFR Part 41, and Policies and Procedures for the Enforcement of Standards and Requirements for Accessibility by the Physically Handicapped. The WHA will also comply with the requirements of Section 3 of the Housing and Urban Development Act of 1968 by marketing employment opportunities for low or very-low income persons through annual notices in newsletters and other public information.

11. Fiscal Audit

[24 CFR Part 903.7 9 (p)]

1. ☒ Yes ☐ No: Is the PHA required to have an audit conducted under section 5(h)(2) of the U.S. Housing Act of 1937 (42 U.S.C. 1437c(h))?
(If no, skip to component 17.)
2. ☒ Yes ☐ No: Was the most recent fiscal audit submitted to HUD?
3. ☐ Yes ☒ No: Were there any findings as the result of that audit?
4. ☐ Yes ☐ No: If there were any findings, do any remain unresolved?
If yes, how many unresolved findings remain? _____
5. ☐ Yes ☐ No: Have responses to any unresolved findings been submitted to HUD?
If not, when are they due (state below)?

12. PHA Asset Management

[24 CFR Part 903.7 9 (q)]

Exemptions from component 17: Housing Choice Voucher Only PHAs are not required to complete this component. High performing and small PHAs are not required to complete this component.

1. ☒ Yes ☐ No: Is the PHA engaging in any activities that will contribute to the long-term asset management of its public housing stock, including how the Agency will plan for long-term operating, capital investment, rehabilitation, modernization, disposition, and other needs that have **not** been addressed elsewhere in this PHA Plan?
2. What types of asset management activities will the PHA undertake? (select all that apply)
 - ☐ Not applicable
 - ☐ Private management
 - ☒ Development-based accounting
 - ☒ Comprehensive stock assessment
 - ☐ Other: (list below)

3. Public Housing Asset Management Table

Attachment 1

13. Violence Against Women Act (VAWA)

[24 CFR Part 903.7 9 (r)]

Violence Against Women's Act of 2005 Compliance Statement:

The City of Wichita Housing Authority's 2011 Annual Plan includes the continuation of referring clients and applicants to specific agencies, including StepStone, YMCA Women's Crisis Center, Harbor House, Wichita Police Department Sex Crimes Domestic

Violence Section and Exploited and Missing Children's Unit, to serve the needs of child and adult victims of domestic violence, dating violence, sexual assault or stalking.

14. Other Information Required by HUD

Use this section to provide any additional information requested by HUD.

Significant Amendment or Modification to the Annual Plan – as referenced in the *Quality Housing and Work Responsibility Act of 1998, Section 511, (g)*, a significant amendment or modification to the annual plan may not be adopted, other than at a duly called meeting of the governing board of the public housing agency that is open to the public after a 45 day public notice; and be implemented, until notification of the amendment or modification is provided to the Secretary of HUD and approved. Amendments or modifications, which are **not** defined as being significant and will not be subject to a public meeting with a 45-day public notice and notification to the Secretary of HUD will be the following amendments or modifications:

1. the transfer of work projects, from one grant year to another in the Capital Fund Program (fungibility), which are included in the approved Capital Fund Program 5-year Action Plan;
2. the transfer of funds in the Capital Fund Program from one line item to another within the same grant year budget;
3. additional work projects funded by the Capital Fund Program not included in the 5-year Action Plan, which have been deemed to be emergencies;
4. policy changes resulting from HUD or other federal agency mandates, regulations, or directives; and
5. any changes in the Housing Choice Voucher Administrative Plan or Public Housing Admissions and Continued Occupancy Policy, which are not specifically described in the HUD 50075 PHA Plan.

Attachments

Use this section to provide any additional attachments referenced in the Plans.

Attachment 1.

Optional Public Housing Asset Management Table

See Technical Guidance for instructions on the use of this table, including information to be provided.

Public Housing Asset Management								
Development Identification		Activity Description						
Name, Number, and Location	Number and Type of units	Capital Fund Program Parts II and III <i>Component 7a</i>	Development Activities <i>Component 7b</i>	Demolition / disposition <i>Component 8</i>	Designated housing <i>Component 9</i>	Conversion <i>Component 10</i>	Home-ownership <i>Component 11a</i>	Other (describe) <i>Component 17</i>
KS004000001	176	X			X	Elderly		
High-rise	Apartments							
KS004000002	50	X			X	Elderly/disabled		
Garden	Apartments							
KS004000003	193	X				Assessment*		
Scattered-site	Single-family							
KS004000004	159	X				Assessment*		
Scattered-site	Single-family							

*The assessment has been concluded for non-elderly and non-disabled developments and consideration has been given to the implications of converting the WHA's Public Housing units to tenant-based assistance. It has been determined that the conversion of all applicable developments will be inappropriate. Voluntary conversion would adversely affect the availability of affordable and low-income housing in the City of Wichita.

PHA Certifications of Compliance with PHA Plans and Related R e g u l a t i o n s

U.S. Department of Housing and Urban Development
Office of Public and Indian Housing
OMB No. 2577-0226
Expires 08/30/2011

PHA Certifications of Compliance with the PHA Plans and Related Regulations: Board Resolution to Accompany the PHA 5-Year and Annual PHA Plan

Acting on behalf of the Board of Commissioners of the Public Housing Agency (PHA) listed below, as its Chairman or other authorized PHA official if there is no Board of Commissioners. I approve the submission of the NA 5-Year and/or 2014 Annual PHA Plan for the PHA fiscal year beginning 1/1/2014 hereinafter referred to as "the Plan", of which this document is a part and make the following certifications and agreements with the Department of Housing and Urban Development (HUD) in connection with the submission of the Plan and implementation thereof:

1. The Plan is consistent with the applicable comprehensive housing affordability strategy (or any plan incorporating such strategy) for the jurisdiction in which the PHA is located.
2. The Plan contains a certification by the appropriate State or local officials that the Plan is consistent with the applicable Consolidated Plan, which includes a certification that requires the preparation of an Analysis of Impediments to Fair Housing Choice, for the PHA's jurisdiction and a description of the manner in which the PHA Plan is consistent with the applicable Consolidated Plan.
3. The PHA certifies that there has been no change, significant or otherwise, to the Capital Fund Program (and Capital Fund Program/Replacement Housing Factor) Annual Statement(s), since submission of its last approved Annual Plan. The Capital Fund Program Annual Statement/Annual Statement/Performance and Evaluation Report must be submitted annually even if there is no change.
4. The PHA has established a Resident Advisory Board or Boards, the membership of which represents the residents assisted by the PHA, consulted with this Board or Boards in developing the Plan, and considered the recommendations of the Board or Boards (24 CFR 903.13). The PHA has included in the Plan submission a copy of the recommendations made by the Resident Advisory Board or Boards and a description of the manner in which the Plan addresses these recommendations.
5. The PHA made the proposed Plan and all information relevant to the public hearing available for public inspection at least 45 days before the hearing, published a notice that a hearing would be held and conducted a hearing to discuss the Plan and invited public comment.
6. The PHA certifies that it will carry out the Plan in conformity with Title VI of the Civil Rights Act of 1964, the Fair Housing Act, section 504 of the Rehabilitation Act of 1973, and title II of the Americans with Disabilities Act of 1990.
7. The PHA will affirmatively further fair housing by examining their programs or proposed programs, identify any impediments to fair housing choice within those programs, address those impediments in a reasonable fashion in view of the resources available and work with local jurisdictions to implement any of the jurisdiction's initiatives to affirmatively further fair housing that require the PHA's involvement and maintain records reflecting these analyses and actions.
8. For PHA Plan that includes a policy for site based waiting lists:
 - The PHA regularly submits required data to HUD's 50058 PIC/IMS Module in an accurate, complete and timely manner (as specified in PIH Notice 2006-24);
 - The system of site-based waiting lists provides for full disclosure to each applicant in the selection of the development in which to reside, including basic information about available sites; and an estimate of the period of time the applicant would likely have to wait to be admitted to units of different sizes and types at each site;
 - Adoption of site-based waiting list would not violate any court order or settlement agreement or be inconsistent with a pending complaint brought by HUD;
 - The PHA shall take reasonable measures to assure that such waiting list is consistent with affirmatively furthering fair housing;
 - The PHA provides for review of its site-based waiting list policy to determine if it is consistent with civil rights laws and certifications, as specified in 24 CFR part 903.7(c)(1).
9. The PHA will comply with the prohibitions against discrimination on the basis of age pursuant to the Age Discrimination Act of 1975.
10. The PHA will comply with the Architectural Barriers Act of 1968 and 24 CFR Part 41, Policies and Procedures for the Enforcement of Standards and Requirements for Accessibility by the Physically Handicapped.
11. The PHA will comply with the requirements of section 3 of the Housing and Urban Development Act of 1968, Employment Opportunities for Low-or Very-Low Income Persons, and with its implementing regulation at 24 CFR Part 135.
12. The PHA will comply with acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 and implementing regulations at 49 CFR Part 24 as applicable.

13. The PHA will take appropriate affirmative action to award contracts to minority and women's business enterprises under 24 CFR 5.105(a).
14. The PHA will provide the responsible entity or HUD any documentation that the responsible entity or HUD needs to carry out its review under the National Environmental Policy Act and other related authorities in accordance with 24 CFR Part 58 or Part 50, respectively.
15. With respect to public housing the PHA will comply with Davis-Bacon or HUD determined wage rate requirements under Section 12 of the United States Housing Act of 1937 and the Contract Work Hours and Safety Standards Act.
16. The PHA will keep records in accordance with 24 CFR 85.20 and facilitate an effective audit to determine compliance with program requirements.
17. The PHA will comply with the Lead-Based Paint Poisoning Prevention Act, the Residential Lead-Based Paint Hazard Reduction Act of 1992, and 24 CFR Part 35.
18. The PHA will comply with the policies, guidelines, and requirements of OMB Circular No. A-87 (Cost Principles for State, Local and Indian Tribal Governments), 2 CFR Part 225, and 24 CFR Part 85 (Administrative Requirements for Grants and Cooperative Agreements to State, Local and Federally Recognized Indian Tribal Governments).
19. The PHA will undertake only activities and programs covered by the Plan in a manner consistent with its Plan and will utilize covered grant funds only for activities that are approvable under the regulations and included in its Plan.
20. All attachments to the Plan have been and will continue to be available at all times and all locations that the PHA Plan is available for public inspection. All required supporting documents have been made available for public inspection along with the Plan and additional requirements at the primary business office of the PHA and at all other times and locations identified by the PHA in its PHA Plan and will continue to be made available at least at the primary business office of the PHA.
21. The PHA provides assurance as part of this certification that:
 - (i) The Resident Advisory Board had an opportunity to review and comment on the changes to the policies and programs before implementation by the PHA;
 - (ii) The changes were duly approved by the PHA Board of Directors (or similar governing body); and
 - (iii) The revised policies and programs are available for review and inspection, at the principal office of the PHA during normal business hours.
22. The PHA certifies that it is in compliance with all applicable Federal statutory and regulatory requirements.

City of Wichita Housing Authority
PHA Name

KS004
PHA Number/HA Code

5-Year PHA Plan for Fiscal Years 20 - 20

☒ Annual PHA Plan for Fiscal Year 2014

Annual PHA Plan for Fiscal Year 2014

I hereby certify that all the information stated herein, as well as any information provided in the accompaniment herewith, is true and accurate. **Warning:** HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)

Name of Authorized Official Carl Brewer	Title Mayor and Chairman of the Wichita Housing Authority Board
Signature	Date 10/01/2013

PHA 5-Year and Annual Plan	U.S. Department of Housing and Urban Development Office of Public and Indian Housing	OMB No. 2577-0226 Expires 4/30/2011
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1.0	PHA Information PHA Name: <u>City of Wichita Housing Authority (WHA)</u> PHA Code: <u>KS004</u> PHA Type: <input type="checkbox"/> Small <input type="checkbox"/> High Performing <input checked="" type="checkbox"/> Standard <input type="checkbox"/> Housing Choice Voucher (Section 8) only PHA Fiscal Year Beginning: (MM/YYYY): <u>01/2014</u>					
2.0	Inventory (based on ACC units at time of FY beginning in 1.0 above) Number of PH units: <u>578</u> Number of Housing Choice Voucher units: <u>2,623</u>					
3.0	Submission Type <input type="checkbox"/> 5-Year and Annual Plan <input checked="" type="checkbox"/> Annual Plan Only <input type="checkbox"/> 5-Year Plan Only					
4.0	PHA Consortia <u>N/A</u> <input type="checkbox"/> PHA Consortia: (Check box if submitting a joint Plan and complete table below.)					
	Participating PHAs	PHA Code	Program(s) Included in the Consortia	Programs Not in the Consortia	No. of Units in Each Program	
	PHA 1:				PH	HCV
	PHA 2:					
	PHA 3:					
5.0	5-Year Plan. Complete items 5.1 and 5.2 only at 5-Year Plan update.					
5.1	Mission. State the PHA's Mission for serving the needs of low-income, very low-income, and extremely low income families in the PHA's jurisdiction for the next five years: <u>N/A</u>					
5.2	Goals and Objectives. Identify the PHA's quantifiable goals and objectives that will enable the PHA to serve the needs of low-income and very low-income, and extremely low-income families for the next five years. Include a report on the progress the PHA has made in meeting the goals and objectives described in the previous 5-Year Plan. <u>N/A</u>					
6.0	PHA Plan Update (a) Identify all PHA Plan elements that have been revised by the PHA since its last Annual Plan submission: <u>None since 2013</u> (b) Identify the specific location(s) where the public may obtain copies of the 5-Year and Annual PHA Plan. For a complete list of PHA Plan elements, see Section 6.0 of the instructions. The WHA 2010-2014 5-Year and 2014 Annual Plan will be available for review by the public at the Housing and Community Services Department located at 332 N. Riverview, Wichita KS and on the Internet at http://www.wichita.gov/Government/Departments/Housing/Pages/PublicHousing.aspx .					
7.0	Hope VI, Mixed Finance Modernization or Development, Demolition and/or Disposition, Conversion of Public Housing, Homeownership Programs, and Project-based Vouchers. <i>Include statements related to these programs as applicable.</i> The WHA is not planning any Hope VI, Mixed Finance Modernization or Development, Demolition and/or Disposition, Conversion of Public Housing, or Project-based Voucher projects. The WHA will continue to market and administer the Housing Choice Voucher Homeownership Program.					
8.0	Capital Improvements. Please complete Parts 8.1 through 8.3, as applicable.					
8.1	Capital Fund Program Annual Statement/Performance and Evaluation Report. As part of the PHA 5-Year and Annual Plan, annually complete and submit the <i>Capital Fund Program Annual Statement/Performance and Evaluation Report</i> , form HUD-50075.1, for each current and open CFP grant and CFFP financing. 2014 Capital Fund Annual Statement – Attachment A (ks004c01) Open Capital Fund Performance and Evaluation Reports – Attachment B (ks004c01)					
8.2	Capital Fund Program Five-Year Action Plan. As part of the submission of the Annual Plan, PHAs must complete and submit the <i>Capital Fund Program Five-Year Action Plan</i> , form HUD-50075.2, and subsequent annual updates (on a rolling basis, e.g., drop current year, and add latest year for a five year period). Large capital items must be included in the Five-Year Action Plan. Capital Fund Five-Year Action Plan (excluding 2014 Capital Fund) – Attachment C (ks004c01)					

8.3	Capital Fund Financing Program (CFFP). <input type="checkbox"/> Check if the PHA proposes to use any portion of its Capital Fund Program (CFP)/Replacement Housing Factor (RHF) to repay debt incurred to finance capital improvements.
9.0	Housing Needs. Based on information provided by the applicable Consolidated Plan, information provided by HUD, and other generally available data, make a reasonable effort to identify the housing needs of the low-income, very low-income, and extremely low-income families who reside in the jurisdiction served by the PHA, including elderly families, families with disabilities, and households of various races and ethnic groups, and other families who are on the public housing and Section 8 tenant-based assistance waiting lists. The identification of housing needs must address issues of affordability, supply, quality, accessibility, size of units, and location.

Housing Needs 2009-2013 City of Wichita Consolidated Plan				Current % of House- holds	Current Number of House- holds
Household Income <=30% MFI	Renter	Elderly	NUMBER OF HOUSEHOLDS	100%	2065
			Any housing problems	64.1	1324
			Cost Burden > 30%	62.6	1293
			Cost Burden > 50%	38.0	785
		Small Related	NUMBER OF HOUSEHOLDS	100%	3468
			With Any Housing Problems	84.2	2920
			Cost Burden > 30%	82.4	2858
			Cost Burden > 50%	65.1	2258
		Large Related	NUMBER OF HOUSEHOLDS	100%	924
			With Any Housing Problems	89.1	823
			Cost Burden > 30%	81.0	748
			Cost Burden > 50%	53.8	497
		All other households	NUMBER OF HOUSEHOLDS	100%	4869
			With Any Housing Problems	77.7	3783
			Cost Burden > 30%	77.2	3759
			Cost Burden > 50%	58.3	2839
	Owner	Elderly	NUMBER OF HOUSEHOLDS	100%	2331
			With Any Housing Problems	57.1	1331
			Cost Burden > 30%	56.5	1317
			Cost Burden > 50%	30.7	716
		Small Related	NUMBER OF HOUSEHOLDS	100%	1114
			With Any Housing Problems	83.8	934
			Cost Burden > 30%	82.6	920
			Cost Burden > 50%	67.1	747
		Large Related	NUMBER OF HOUSEHOLDS	100%	318
			With Any Housing Problems	95.6	304
			Cost Burden > 30%	86.8	276
			Cost Burden > 50%	74.8	238
		All other households	NUMBER OF HOUSEHOLDS	100%	943
			With Any Housing Problems	71.5	674
			Cost Burden > 30%	71.5	674
			Cost Burden > 50%	53.8	507

Household Income >30 to <=50% MFI				
Renter				
	Elderly	NUMBER OF HOUSEHOLDS	100%	1441
		With Any Housing Problems	67.1	967
		Cost Burden > 30%	66.8	963
		Cost Burden > 50%	31.6	455
	Small Related	NUMBER OF HOUSEHOLDS	100%	3052
		With Any Housing Problems	59.8	1825
		Cost Burden > 30%	53.9	1645
		Cost Burden > 50%	9.1	278
	Large Related	NUMBER OF HOUSEHOLDS	100%	814
		With Any Housing Problems	80.0	651
		Cost Burden > 30%	36.6	298
		Cost Burden > 50%	3.4	28
	All other households	NUMBER OF HOUSEHOLDS	100%	3594
		With Any Housing Problems	55.0	1977
		Cost Burden > 30%	53.1	1908
		Cost Burden > 50%	7.8	280
Owner				
Elderly	NUMBER OF HOUSEHOLDS	100%	3415	
	With Any Housing Problems	26.0	888	
	Cost Burden > 30%	26.3	898	
	Cost Burden > 50%	6.0	205	
Small Related	NUMBER OF HOUSEHOLDS	100%	1827	
	With Any Housing Problems	65.5	1197	
	Cost Burden > 30%	62.6	1144	
	Cost Burden > 50%	26.1	477	
Large Related	NUMBER OF HOUSEHOLDS	100%	509	
	With Any Housing Problems	81.5	415	
	Cost Burden > 30%	67.8	345	
	Cost Burden > 50%	14.9	76	
All other households	NUMBER OF HOUSEHOLDS	100%	780	
	With Any Housing Problems	57.6	449	
	Cost Burden > 30%	57.1	445	
	Cost Burden > 50%	27.1	211	

Household Income >50 to <=80% MFI				
Renter	Elderly	NUMBER OF HOUSEHOLDS	100%	1266
		With Any Housing Problems	42.6	539
		Cost Burden > 30%	41.5	525
		Cost Burden > 50%	14.9	189
	Small Related	NUMBER OF HOUSEHOLDS	100%	4554
		With Any Housing Problems	23.7	1079
		Cost Burden > 30%	15.0	683
		Cost Burden > 50%	1.1	50
	Large Related	NUMBER OF HOUSEHOLDS	100%	1152
		With Any Housing Problems	54.6	629
		Cost Burden > 30%	7.6	88
		Cost Burden > 50%	0.9	10
	All other households	NUMBER OF HOUSEHOLDS	100%	5423
		With Any Housing Problems	15.3	830
		Cost Burden > 30%	13.3	721
		Cost Burden > 50%	1.3	70
Owner	Elderly	NUMBER OF HOUSEHOLDS	100%	5020
		With Any Housing Problems	11.2	562
		Cost Burden > 30%	10.6	532
		Cost Burden > 50%	2.7	136
	Small Related	NUMBER OF HOUSEHOLDS	100%	4811
		With Any Housing Problems	32.9	1583
		Cost Burden > 30%	29.6	1424
		Cost Burden > 50%	3.9	188
	Large Related	NUMBER OF HOUSEHOLDS	100%	1706
		With Any Housing Problems	48.2	822
		Cost Burden > 30%	29.0	495
		Cost Burden > 50%	3.0	51
	All other households	NUMBER OF HOUSEHOLDS	100%	2255
		With Any Housing Problems	34.2	771
		Cost Burden > 30%	33.3	751
		Cost Burden > 50%	6.9	156

Housing Needs of Families on the Public Housing Waiting List 6/28/13			
	# of families	% of total families	Annual Turnover
Waiting list total	1067		100
Single	107	10.03%	
Elderly	64	6.00%	
Disabled	472	44.24%	
Family	424	39.74%	
Native American	25	2.34%	
Pacific Island			
Asian	18	1.69%	
White	521	48.83%	
African American	502	47.05%	
Not Assigned	1	.09%	
Characteristics by Bedroom Size			
1BR	434	40.67%	
2 BR	464	43.49%	
3 BR	169	15.84%	
4 BR		0%	
5 BR			
6+ BR			
<p>Is the waiting list closed (select one)? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes</p> <p>If yes:</p> <p>HOW LONG HAS IT BEEN CLOSED (# OF MONTHS) 180</p> <p>Does the PHA expect to reopen the list in the PHA Plan year? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes</p> <p>Does the PHA permit specific categories of families onto the waiting list, even if generally closed? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes</p>			

**Housing Needs of Families on the
Housing Choice Voucher Waiting List 6/1/13**

	# of families	% of total families	Annual Turnover
Waiting list total	1242		300
Single	418	34	
Elderly	8	1	
Disabled	24	2	
Family	792	63	
Native American	13	1	
Pacific Island	12	1	
Asian	29	2	
White	641	52	
African American	496	40	
Not Assigned	51	4	
Characteristics by Bedroom Size			
1BR	580	46	
2 BR	399	32	
3 BR	224	18	
4 BR	32	3	
5 BR	7	1	
6+ BR	0	0	
<p>Is the waiting list closed (select one)? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes</p> <p>If yes:</p> <p>HOW LONG HAS IT BEEN CLOSED (24 MONTHS)</p> <p>Does the PHA expect to reopen the list in the PHA Plan year? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes</p> <p>Does the PHA permit specific categories of families onto the waiting list, even if generally closed? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes</p>			

9.1	<p>Strategy for Addressing Housing Needs. Provide a brief description of the PHA's strategy for addressing the housing needs of families in the jurisdiction and on the waiting list in the upcoming year. Note: Small, Section 8 only, and High Performing PHAs complete only for Annual Plan submission with the 5-Year Plan.</p> <p>Strategies to be utilized by the Wichita Housing Authority (WHA) to meet the needs of all eligible populations including current tenants and those on the waiting list include maximizing the number of affordable units available to the WHA within its current resources by:</p> <ul style="list-style-type: none"> ▪ employing effective maintenance and management policies to minimize the number of vacant Public Housing units; ▪ reducing turnover time for vacated Public Housing units; ▪ reducing time to renovate Public Housing units; ▪ maintaining or increasing Housing Choice Voucher lease-up rates by establishing payment standards that will enable families to rent throughout the jurisdiction; ▪ undertaking measures to ensure access to affordable housing among families assisted by the WHA, regardless of unit size required; ▪ maintaining or increasing Housing Choice Voucher lease-up rates by marketing the program to owners, particularly those outside of areas of minority and poverty concentration; ▪ maintaining or increasing Housing Choice Voucher lease-up rates by effectively screening Housing Choice Voucher applicants to increase owner acceptance of program; and ▪ participating in overall development processes to ensure coordination with broader community strategies. <p>For families at or below 30% of median, the WHA will:</p> <ul style="list-style-type: none"> ▪ meet or exceed HUD federal requirements for families at or below 30% of AMI in the Housing Choice Voucher Program; ▪ exceed HUD federal requirements for families at or below 30% of AMI in the Public Housing Program; ▪ employ admissions preferences in Public Housing aimed at families who are disabled, elderly or employed to increase income to maintain services at the present level due to possible declining federal subsidy; and ▪ adopt rent policies to support and encourage work. <p>For families at or below 80% of median, the WHA will adopt rent policies to support and encourage work. Specifically, Public Housing has adopted flat rents designed to not penalize families whose incomes rise to levels that would otherwise cause the family to move from Public Housing. In addition, the WHA promotes the income disallowance in the calculation of monthly rental amounts and rental subsidy for those household members that have been unemployed at least one year. For those that become employed, the first year's income shall not be counted for the calculation of monthly rental or rental subsidy. Only 50% of the second year's income shall used for the calculation of monthly rental or rental subsidy. All of the third year's income will be then used for the calculation.</p> <p>To meet specific needs of the elderly, the WHA has or will:</p> <ul style="list-style-type: none"> ▪ seek designation of Public Housing specifically for the elderly, and ▪ apply for special-purpose Housing Choice vouchers targeted to the elderly, should they become available. <p>To meet the special needs of the elderly, the WHA Public Housing will continue the initiative for the Service Coordination Program funded through the HUD Resident Opportunity and Self-Sufficiency Grant. The coordination of services includes senior companions, healthy homemaking, transportation and resident service coordination.</p> <p>To meet specific needs of families with disabilities, the WHA will continue to implement modifications needed in Public Housing based on the Section 504 Needs Assessment and apply for Housing Choice special-purpose vouchers targeted to families with disabilities, should they become available. The WHA will also affirmatively market to local non-profit agencies that assist families with disabilities.</p> <p>The City of Wichita Housing Authority will also seek to meet the specific needs of races or ethnic groups with disproportionate housing needs by affirmatively marketing to races/ethnic groups shown to have disproportionate housing needs, counseling Housing Choice Voucher clients as to location of units outside of areas of poverty or minority concentration and assist them to locate those units; and marketing the Housing Choice Voucher Program to owners outside of areas of poverty/minority concentrations.</p>
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10.0	<p>Additional Information. Describe the following, as well as any additional information HUD has requested.</p> <p>(a) Progress in Meeting Mission and Goals. Provide a brief statement of the PHA's progress in meeting the mission and goals described in the 5-Year Plan.</p> <p><u>The Wichita Housing Authority (WHA) has made progress in meeting the objectives of the 2010-2014 5-year Plan as follows:</u></p> <ol style="list-style-type: none"> 1. the Housing Choice Voucher Program opened the application process in 2010 and received in excess of 5000 applications; 2. the Housing Choice Voucher Program was designated as a High Performer in 2011; 3. the Housing Choice Voucher Program provided voucher mobility counseling, conducted outreach efforts to potential voucher landlords and continues to provide voucher assistance in the Homeownership Program; 4. both the Housing Choice Voucher and Public Housing Programs implements measures to promote income mixing by assuring access for lower income families into higher income developments; 5. the Public Housing Program continues to designate Greenway and McLean Manor as elderly only apartments complexes; 6. the Housing Choice Voucher Program has attracted supportive services to improve assistance recipients in the Family Self-Sufficiency Program; 7. the Public Housing Program developed supportive services to increase independence for the elderly and disabled through a Resident Service Coordinator; 8. both the Housing Choice Voucher and Public Housing Programs have taken affirmative measures to ensure equal opportunity in housing regardless of race, color religion, national origin, sex familial status and disability; and 9. the Public Housing's Capital Fund Program replaced 400 residential furnace and air-conditioning systems with energy saving units and continues to modernize public housing units to extend the life of the housing stock. <p>(b) Significant Amendment and Substantial Deviation/Modification. Provide the PHA's definition of "significant amendment" and "substantial deviation/modification"</p> <p><u>Significant Amendment or Substantial Deviation/Modification</u> - as referenced in the <i>Quality Housing and Work Responsibility Act of 1998, Section 511, (g)</i>, a significant amendment or modification to the annual plan may not be adopted, other than at a duly called meeting of the governing board of the public housing agency that is open to the public after a 45 day public notice; and be implemented, until notification of the amendment or modification is provided to the Secretary of the Department of Housing and Urban Development (HUD) and approved. Amendments or modifications, which are not defined as being significant and will not be subject to a public meeting with a 45 day public notice and notification to the Secretary of HUD will be the following amendments or modifications:</p> <ol style="list-style-type: none"> 1. the transfer of work projects, from one grant year to another in the Capital Fund Program (fungibility), which are included in the approved Capital Fund Program 5-Year Action Plan; 2. the transfer of funds in the Capital Fund Program from one line item to another within the same grant year budget; 3. additional work projects funded by the Capital Fund Program not included in the 5-Year Action Plan, which have been deemed to be emergencies; 4. policy changes resulting from HUD or other federal agency mandates, regulations, or directives; and 5. any changes in the Housing Choice Voucher Administrative Plan or Public Housing Admissions and Continued Occupancy Policy, which are not specifically described in the HUD PHA 5-Year and Annual Plan or required PHA Plan elements. <p><u>Police Occupied Units</u> – The Wichita Housing Authority has five houses that are currently occupied by Wichita Police Officers. This occupancy is deemed necessary to increase security and drug elimination for Public Housing residents who live in the five single-family dwelling concentrations. The Police Officers are currently residing in the units on an annual lease for a zero monthly rental amount, with the Officers paying the cost of the utilities. These units are located at 1501 Arnold, 1527 E. Catalina, 2642 N. Minnesota, 7015 W. Newell and 2331 St. Clair.</p> <p><u>Violence Against Women's Act of 2005 Compliance Statement</u> - The City of Wichita Housing Authority's will continue to refer clients and applicants to specific agencies, including Step Stone, YMCA Women's Crisis Center, Harbor House, Wichita Police Department Sex Crimes Domestic Violence Section and Exploited and Missing Children's Unit, to serve the needs of child and adult victims of domestic violence, dating violence, sexual assault or stalking.</p>
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11.0	<p>Required Submission for HUD Field Office Review. In addition to the PHA Plan template (HUD-50075), PHAs must submit the following documents. Items (a) through (g) may be submitted with signature by mail or electronically with scanned signatures, but electronic submission is encouraged. Items (h) through (i) must be attached electronically with the PHA Plan. Note: Faxed copies of these documents will not be accepted by the Field Office.</p> <p>Items (a) through (e) will be scanned and emailed to Dean Downs in the Kansas City Field Office after the KS004 2014 Plan has been approved.</p> <p>(a) Form HUD-50077, <i>PHA Certifications of Compliance with the PHA Plans and Related Regulations</i> (which includes all certifications relating to Civil Rights)</p> <p>(b) Form HUD-50070, <i>Certification for a Drug-Free Workplace</i> (PHAs receiving CFP grants only)</p> <p>(c) Form HUD-50071, <i>Certification of Payments to Influence Federal Transactions</i> (PHAs receiving CFP grants only)</p> <p>(d) Form SF-LLL, <i>Disclosure of Lobbying Activities</i> (PHAs receiving CFP grants only)</p> <p>(e) Form SF-LLL-A, <i>Disclosure of Lobbying Activities Continuation Sheet</i> (PHAs receiving CFP grants only)</p> <p>Attachment ks004a01</p> <p>(f) Resident Advisory Board (RAB) comments. Comments received from the RAB must be submitted by the PHA as an attachment to the PHA Plan. PHAs must also include a narrative describing their analysis of the recommendations and the decisions made on these recommendations.</p> <p>Attachment ks004b01</p> <p>(g) Challenged Elements</p> <p>Attachment ks004c01</p> <p>(h) Form HUD-50075.1, <i>Capital Fund Program Annual Statement/Performance and Evaluation Report</i> (PHAs receiving CFP grants only)</p> <p>Attachment ks004d01</p> <p>(i) Form HUD-50075.2, <i>Capital Fund Program Five-Year Action Plan</i> (PHAs receiving CFP grants only)</p> <p>Attachment ks004e01</p> <p>(j) Form HUD-50077-SL <i>Certification by State or Local Official of PHA Plans Consistency with the Consolidated Plan</i></p> <p>Attachment ks004f01</p> <p>(k) List of units owned by KS004 Public Housing division</p>
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Annual Statement/Performance and Evaluation Report
 Capital Fund Program, Capital Fund Program Replacement Housing Factor and
 Capital Fund Financing Program

U.S. Department of Housing and Urban Development
 Office of Public and Indian Housing
 OMB No. 2577-0226
 Expires 3/31/2014

Part I: Summary					
PHA Name: City of Wichita Housing Authority	Grant Type and Number Capital Fund Program Grant No: KS16P00450114 Replacement Housing Factor Grant No: NA Date of CFFP: NA				FFY of Grant: 2014 FFY of Grant Approval:
Type of Grant <input checked="" type="checkbox"/> Original Annual Statement <input type="checkbox"/> Reserve for Disasters/Emergencies <input type="checkbox"/> Revised Annual Statement (revision no: ()) <input type="checkbox"/> Performance and Evaluation Report for Period Ending: <input type="checkbox"/> Final Performance and Evaluation Report					
Line	Summary by Development Account	Total Estimated Cost		Total Actual Cost ¹	
		Original	Revised²	Obligated	Expended
1	Total non-CFP Funds				
2	1406 Operations (may not exceed 20% of line 21) ³	144,105			
3	1408 Management Improvements	5,000			
4	1410 Administration (may not exceed 10% of line 21)	72,052			
5	1411 Audit	5,000			
6	1415 Liquidated Damages				
7	1430 Fees and Costs	90,538			
8	1440 Site Acquisition				
9	1450 Site Improvement				
10	1460 Dwelling Structures	374,300			
11	1465.1 Dwelling Equipment—Nonexpendable				
12	1470 Non-dwelling Structures	5,710			
13	1475 Non-dwelling Equipment	23,819			
14	1485 Demolition				
15	1492 Moving to Work Demonstration				
16	1495.1 Relocation Costs				
17	1499 Development Activities ⁴				

¹ To be completed for the Performance and Evaluation Report.

² To be completed for the Performance and Evaluation Report or a Revised Annual Statement.

³ PHAs with under 250 units in management may use 100% of CFP Grants for operations.

⁴ RHF funds shall be included here.

Annual Statement/Performance and Evaluation Report
 Capital Fund Program, Capital Fund Program Replacement Housing Factor and
 Capital Fund Financing Program

U.S. Department of Housing and Urban Development
 Office of Public and Indian Housing
 OMB No. 2577-0226
Expires 3/31/2014

Part I: Summary					
PHA Name: City of Wichita Housing Authority	Grant Type and Number Capital Fund Program Grant No: KS16P00450114 Replacement Housing Factor Grant No: NA Date of CFFP: NA	FFY of Grant: 2014 FFY of Grant Approval: 2014			
Type of Grant <input checked="" type="checkbox"/> Original Annual Statement <input type="checkbox"/> Reserve for Disasters/Emergencies <input type="checkbox"/> Revised Annual Statement (revision no: ())					
<input type="checkbox"/> Performance and Evaluation Report for Period Ending: <input type="checkbox"/> Final Performance and Evaluation Report					
Line	Summary by Development Account	Total Estimated Cost		Total Actual Cost ¹	
		Original	Revised ²	Obligated	Expended
18a	1501 Collateralization or Debt Service paid by the PHA				
18ba	9000 Collateralization or Debt Service paid Via System of Direct Payment				
19	1502 Contingency (may not exceed 8% of line 20)				
20	Amount of Annual Grant:: (sum of lines 2 - 19)	720,524			
21	Amount of line 20 Related to LBP Activities				
22	Amount of line 20 Related to Section 504 Activities				
23	Amount of line 20 Related to Security - Soft Costs				
24	Amount of line 20 Related to Security - Hard Costs				
25	Amount of line 20 Related to Energy Conservation Measures	269,300			
Signature of Executive Director Mary K. Vaughn Date 10/1/2013		Signature of Public Housing Date			

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 Capital Fund Program, Capital Fund Program Replacement Housing Factor and
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U.S. Department of Housing and Urban Development
 Office of Public and Indian Housing
 OMB No. 2577-0226
Expires 3/31/2014

Part II: Supporting Pages								
PHA Name: City of Wichita Housing Authority		Grant Type and Number Capital Fund Program Grant No: KS16P00450114 CFFP (Yes/ No): No Replacement Housing Factor Grant No: NA			Federal FFY of Grant: 2014			
Development Number Name/PHA-Wide Activities	General Description of Major Work Categories	Development Account No.	Quantity	Total Estimated Cost		Total Actual Cost		Status of Work
				Original	Revised ¹	Funds Obligated ²	Funds Expended ²	
KS004000001	Kitchens	1460						
	Kitchens	1465						
	Site Improvements (seal parking lots)	1450						
	Seal 1 High Rise Roof	1460						
	Window Replacement	1460	90 units	234,300				
KS004000003	Window Replacement	1460	7 units	35,000				
“	Single family rehabilitation	1460	2 units	40,000				
“	Site Improvements	1450						
KS004000004	Single family rehabilitation	1460	3 units	65,000				
“	Site improvements	1450						
WHA-wide	Operations	1406		144,105				
“	Management improvements	1408		5,000				
“	Administration	1410		72,052				
“	Audit	1411		5,000				
“	Engineering and inspection	1430		90,538				
“	Office improvements	1470		5,710				
“	Technology	1475		23,819				

¹ To be completed for the Performance and Evaluation Report or a Revised Annual Statement.

¹ Obligation and expenditure end dated can only be revised with HUD approval pursuant to Section 9j of the U.S. Housing Act of 1937, as amended.

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U.S. Department of Housing and Urban Development
 Office of Public and Indian Housing
 OMB No. 2577-0226
 Expires 3/31/2014

Part I: Summary					
PHA Name: City of Wichita Housing Authority		Grant Type and Number Capital Fund Program Grant No: KS16P00450111 Replacement Housing Factor Grant No: NA Date of CFFP: NA			FFY of Grant: 2011 FFY of Grant Approval: 2011
Type of Grant <input type="checkbox"/> Original Annual Statement <input type="checkbox"/> Reserve for Disasters/Emergencies <input type="checkbox"/> Revised Annual Statement (revision no:) <input checked="" type="checkbox"/> Performance and Evaluation Report for Period Ending: 6/30/2013 <input type="checkbox"/> Final Performance and Evaluation Report					
Line	Summary by Development Account	Total Estimated Cost		Total Actual Cost ¹	
		Original	Revised ²	Obligated	Expended
1	Total non-CFP Funds				
2	1406 Operations (may not exceed 20% of line 21) ³	\$186,000	186,000.00	186,000.00	186,000.00
3	1408 Management Improvements	5,000	1069.90	1,069.90	1,069.90
4	1410 Administration (may not exceed 10% of line 21)	93,000	93,000.00	37,812.76	37,812.76
5	1411 Audit: Financial Audit and Five-Year Energy Audit	5,000	570.00	570.00	570.00
6	1415 Liquidated Damages				
7	1430 Fees and Costs	109,426	82,627.55	82,627.55	82,627.55
8	1440 Site Acquisition				
9	1450 Site Improvement	102,000	102,000.00	102,000.00	0
10	1460 Dwelling Structures	155,000	283,819.93	216,759.66	157,623.66
11	1465.1 Dwelling Equipment—Nonexpendable	230,000	144,263.03	144,263.03	144,263.03
12	1470 Non-dwelling Structures	10,000		0	
13	1475 Non-dwelling Equipment	35,000	37,075.59	37,075.59	15,225.59
14	1485 Demolition				
15	1492 Moving to Work Demonstration				
16	1495.1 Relocation Costs				
17	1499 Development Activities ⁴				

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Annual Statement/Performance and Evaluation Report
 Capital Fund Program, Capital Fund Program Replacement Housing Factor and
 Capital Fund Financing Program

U.S. Department of Housing and Urban Development
 Office of Public and Indian Housing
 OMB No. 2577-0226
Expires 3/31/2014

Part I: Summary					
PHA Name: City of Wichita Housing Authority		Grant Type and Number Capital Fund Program Grant No: KS16P00450111 Replacement Housing Factor Grant No: NA Date of CFFP: NA			FFY of Grant:2011 FFY of Grant Approval: 2011
Type of Grant <input type="checkbox"/> Original Annual Statement <input type="checkbox"/> Reserve for Disasters/Emergencies <input checked="" type="checkbox"/> Revised Annual Statement (revision no: 2) <input checked="" type="checkbox"/> Performance and Evaluation Report for Period Ending: 6/30/2013 <input type="checkbox"/> Final Performance and Evaluation Report					
Line	Summary by Development Account	Total Estimated Cost		Total Actual Cost ¹	
		Original	Revised ²	Obligated	Expended
18a	1501 Collateralization or Debt Service paid by the PHA				
18ba	9000 Collateralization or Debt Service paid Via System of Direct Payment				
19	1502 Contingency (may not exceed 8% of line 20)				
20	Amount of Annual Grant:: (sum of lines 2 - 19)	930,426.00	930,426.00	808,178.49	625,192.49
21	Amount of line 20 Related to LBP Activities				
22	Amount of line 20 Related to Section 504 Activities				
23	Amount of line 20 Related to Security - Soft Costs				
24	Amount of line 20 Related to Security - Hard Costs	102,000	110,870.45	110,870.45	33,673.56
25	Amount of line 20 Related to Energy Conservation Measures	305,000		296,405.87	
Signature of Executive Director Mary K. Vaughn		Date 10/1/2013	Signature of Public Housing		Date

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Part II: Supporting Pages								
PHA Name: City of Wichita Housing Authority			Grant Type and Number Capital Fund Program Grant No: KS16P00450111 CFFP (Yes/ No): No Replacement Housing Factor Grant No: NA			Federal FFY of Grant: 2011		
Development Number Name/PHA-Wide Activities	General Description of Major Work Categories	Development Account No.	Quantity	Total Estimated Cost		Total Actual Cost		Status of Work
				Original	Revised ¹	Funds Obligated ²	Funds Expended ²	
KS004000001	GM & MM – Replace chillers	1465	4	\$230,000	\$144,263.03	\$144,263.03	\$144,263.03	Complete
	Emergency Re-key	1460	86 units	0	8,870.45	8,870.45	8,870.45	Complete
KS004000002	Appliances	1465		0		0	0	
KS004000003	Fence replacement	1450	17	51,000	51,000.00	51,000.00	0	In process
	Window replacement	1460	22	75,000	128,497.15	64,700.33	21,236.55	In process
	Single family unit rehabilitation	1460	3	60,000	82300.00	79,036.55	63,364.33	In process
KS004000004	Fence replacement	1450	17	51,000	51,000.00	51,000.00		In process
	Window replacement	1460	4	0	21,322.33	21,322.33	21,322.33	Complete
	Single family unit rehabilitation	1460	2	20,000	38,230.00	38,230.00	38,230.00	Complete
	Roof replacement	1460	1	0	4,600.00	4,600.00	4,600.00	Complete

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² To be completed for the Performance and Evaluation Report.

Part II: Supporting Pages								
PHA Name: City of Wichita Housing Authority			Grant Type and Number Capital Fund Program Grant No: KS16P00450111 CFFP (Yes/ No): No Replacement Housing Factor Grant No: NA			Federal FFY of Grant: 2011		
Development Number Name/PHA-Wide Activities	General Description of Major Work Categories	Development Account No.	Quantity	Total Estimated Cost		Total Actual Cost		Status of Work
				Original	Revised ¹	Funds Obligated ²	Funds Expended ²	
WHA-wide	Operations	1406		186,000	186,000.00	186,000.00	186,000.00	Complete
	Management improvements	1408		5,000	1,069.90	1,069.90	1,069.90	In process
	Administration	1410		93,000	93,000.00	37,812.76	37,812.76	In process
	Audit – includes 5-Yr Energy Audit	1411		5,000	570.00	570.00	570.00	In process
	Engineering and inspection	1430		109,426	82,627.55	82,627.55	82,627.55	In process
	Office improvements	1470		10,000				
	Non-dwelling Equipment	1475		35,000.00	37,075.59	37,075.59	15,225.59	
	TOTALS			930,426.00	930,426.00	808,178.49	625,192.49	

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Annual Statement/Performance and Evaluation Report
 Capital Fund Program, Capital Fund Program Replacement Housing Factor and
 Capital Fund Financing Program

U.S. Department of Housing and Urban Development
 Office of Public and Indian Housing
 OMB No. 2577-0226
 Expires 3/31/2014

Part I: Summary					
PHA Name: City of Wichita Housing Authority		Grant Type and Number Capital Fund Program Grant No: KS16P00450112 Replacement Housing Factor Grant No: NA Date of CFFP: NA			FFY of Grant: 2012 FFY of Grant Approval: 2012
Type of Grant <input type="checkbox"/> Original Annual Statement <input type="checkbox"/> Reserve for Disasters/Emergencies <input checked="" type="checkbox"/> Revised Annual Statement (revision no: (2) <input checked="" type="checkbox"/> Performance and Evaluation Report for Period Ending: 6/30/2013 <input type="checkbox"/> Final Performance and Evaluation Report					
Line	Summary by Development Account	Total Estimated Cost		Total Actual Cost ¹	
		Original	Revised ²	Obligated	Expended
1	Total non-CFP Funds				
2	1406 Operations (may not exceed 20% of line 21) ³	\$154,230	\$154,230	154,230.00	154,230.00
3	1408 Management Improvements	5,000	5,000	0	0
4	1410 Administration (may not exceed 10% of line 21)	77,115	77,115	47,133.16	47,133.16
5	1411 Audit	5,000	36,715	0	0
6	1415 Liquidated Damages				
7	1430 Fees and Costs	92,538	92,538	131.95	131.95
8	1440 Site Acquisition				
9	1450 Site Improvement	92,250	17,025	17,025.00	0
10	1460 Dwelling Structures	132,800	365,392	122,578.00	0
11	1465.1 Dwelling Equipment—Nonexpendable	181,372	0	0	0
12	1470 Non-dwelling Structures	7,710	0	0	0
13	1475 Non-dwelling Equipment	23,135	23,135	0	0
14	1485 Demolition				
15	1492 Moving to Work Demonstration				
16	1495.1 Relocation Costs				
17	1499 Development Activities ⁴				

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² To be completed for the Performance and Evaluation Report or a Revised Annual Statement.

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Annual Statement/Performance and Evaluation Report
 Capital Fund Program, Capital Fund Program Replacement Housing Factor and
 Capital Fund Financing Program

U.S. Department of Housing and Urban Development
 Office of Public and Indian Housing
 OMB No. 2577-0226
Expires 3/31/2014

Part I: Summary						
PHA Name: City of Wichita Housing Authority		Grant Type and Number Capital Fund Program Grant No: KS16P00450112 Replacement Housing Factor Grant No: NA Date of CFFP: NA			FFY of Grant:2012 FFY of Grant Approval: 2012	
Type of Grant <input type="checkbox"/> Original Annual Statement <input type="checkbox"/> Reserve for Disasters/Emergencies <input checked="" type="checkbox"/> Revised Annual Statement (revision no: (2) <input checked="" type="checkbox"/> Performance and Evaluation Report for Period Ending: 6/30/2013 <input type="checkbox"/> Final Performance and Evaluation Report						
Line	Summary by Development Account	Total Estimated Cost		Total Actual Cost ¹		
		Original	Revised ²	Obligated	Expended	
18a	1501 Collateralization or Debt Service paid by the PHA					
18ba	9000 Collateralization or Debt Service paid Via System of Direct Payment					
19	1502 Contingency (may not exceed 8% of line 20)					
20	Amount of Annual Grant:: (sum of lines 2 - 19)	771,150	771,150	341,098.11	201,495.11	
21	Amount of line 20 Related to LBP Activities					
22	Amount of line 20 Related to Section 504 Activities					
23	Amount of line 20 Related to Security - Soft Costs					
24	Amount of line 20 Related to Security - Hard Costs	72,800	72,800			
25	Amount of line 20 Related to Energy Conservation Measures	251,172	81,200			
Signature of Executive Director Mary K. Vaughn		Date 10/1/2013		Signature of Public Housing		
				Date		

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³ PHAs with under 250 units in management may use 100% of CFP Grants for operations.

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Part II: Supporting Pages								
PHA Name: City of Wichita Housing Authority			Grant Type and Number Capital Fund Program Grant No: KS16P00450112 CFFP (Yes/ No): No Replacement Housing Factor Grant No: NA			Federal FFY of Grant: 2012		
Development Number Name/PHA-Wide Activities	General Description of Major Work Categories	Development Account No.	Quantity	Total Estimated Cost		Total Actual Cost		Status of Work
				Original	Revised ¹	Funds Obligated ²	Funds Expended ²	
KS004000001	Kitchens	1460	60 units	\$0	\$122,578	\$122,578	\$0	In Process
KS004000001	Kitchens	1465	60 units	178,372	0			
KS004000003	Roof/Siding/Window hail damage repair	1460	102 units	72,800	242,814	0	0	
“	Single family rehabilitation	1460	2 units	40,000	0	0	0	
“	Site Improvements	1450	1 units	60,000	3,625	3,625	0	In Process
KS004000004	Single family rehabilitation	1460	2 units	40,000	0	0	0	
“	Site improvements	1450	5 units	60,000	13,400	13,400	0	In Process
WHA-wide	Operations	1406		154,230	154,230	154,230	154,230	Complete
“	Management improvements	1408		5,000	5,000	0	0	
“	Administration	1410		77,115	77,115	47,133.16	47,133.16	In Process
“	Audit	1411		5,000	36,715	0	0	
“	Engineering and inspection	1430		92,538	92,538	131.95	131.95	In Process
“	Office improvements	1470		7,710	0	0	0	
“	Technology	1475		23,135	23,135	0	0	

¹ To be completed for the Performance and Evaluation Report or a Revised Annual Statement.

² To be completed for the Performance and Evaluation Report.

Annual Statement/Performance and Evaluation Report
 Capital Fund Program, Capital Fund Program Replacement Housing Factor and
 Capital Fund Financing Program

U.S. Department of Housing and Urban Development
 Office of Public and Indian Housing
 OMB No. 2577-0226
 Expires 3/31/2014

Part I: Summary					
PHA Name: City of Wichita Housing Authority KS004		Grant Type and Number Capital Fund Program Grant No: KS16P00450113 Replacement Housing Factor Grant No: Date of CFFP:			FFY of Grant: 2013 FFY of Grant Approval: 2013
Type of Grant <input checked="" type="checkbox"/> Original Annual Statement <input type="checkbox"/> Reserve for Disasters/Emergencies <input type="checkbox"/> Revised Annual Statement (revision no:) <input type="checkbox"/> Performance and Evaluation Report for Period Ending: <input type="checkbox"/> Final Performance and Evaluation Report					
Line	Summary by Development Account	Total Estimated Cost		Total Actual Cost ¹	
		Original	Revised²	Obligated	Expended
1	Total non-CFP Funds				
2	1406 Operations (may not exceed 20% of line 21) ³	\$144,105			
3	1408 Management Improvements	5,000			
4	1410 Administration (may not exceed 10% of line 21)	72,052			
5	1411 Audit	5,000			
6	1415 Liquidated Damages				
7	1430 Fees and Costs	90,538			
8	1440 Site Acquisition				
9	1450 Site Improvement	36,562			
10	1460 Dwelling Structures	336,422			
11	1465.1 Dwelling Equipment—Nonexpendable				
12	1470 Non-dwelling Structures	7,710			
13	1475 Non-dwelling Equipment	23,135			
14	1485 Demolition				
15	1492 Moving to Work Demonstration				
16	1495.1 Relocation Costs				
17	1499 Development Activities ⁴				

¹ To be completed for the Performance and Evaluation Report.

² To be completed for the Performance and Evaluation Report or a Revised Annual Statement.

³ PHAs with under 250 units in management may use 100% of CFP Grants for operations.

⁴ RHF funds shall be included here.

Annual Statement/Performance and Evaluation Report
 Capital Fund Program, Capital Fund Program Replacement Housing Factor and
 Capital Fund Financing Program

U.S. Department of Housing and Urban Development
 Office of Public and Indian Housing
 OMB No. 2577-0226
 Expires 3/31/2014

Part I: Summary					
PHA Name: City of Wichita Housing Authority KS004		Grant Type and Number Capital Fund Program Grant No KS16P00450113 Replacement Housing Factor Grant No: Date of CFFP:			FFY of Grant: 2013 FFY of Grant Approval: 2013
Type of Grant <input checked="" type="checkbox"/> Original Annual Statement <input type="checkbox"/> Reserve for Disasters/Emergencies <input type="checkbox"/> Revised Annual Statement (revision no:) <input type="checkbox"/> Performance and Evaluation Report for Period Ending: <input type="checkbox"/> Final Performance and Evaluation Report					
Line	Summary by Development Account	Total Estimated Cost		Total Actual Cost ¹	
		Original	Revised ²	Obligated	Expended
18a	1501 Collateralization or Debt Service paid by the PHA				
18ba	9000 Collateralization or Debt Service paid Via System of Direct Payment				
19	1502 Contingency (may not exceed 8% of line 20)				
20	Amount of Annual Grant:: (sum of lines 2 - 19)	\$720,524			
21	Amount of line 20 Related to LBP Activities				
22	Amount of line 20 Related to Section 504 Activities				
23	Amount of line 20 Related to Security - Soft Costs				
24	Amount of line 20 Related to Security - Hard Costs				
25	Amount of line 20 Related to Energy Conservation Measures				
Signature of Executive Director Mary K. Vaughn		Date 10/1/2013		Signature of Public Housing	
				Date	

¹ To be completed for the Performance and Evaluation Report.

² To be completed for the Performance and Evaluation Report or a Revised Annual Statement.

³ PHAs with under 250 units in management may use 100% of CFP Grants for operations.

⁴ RHF funds shall be included here.

Annual Statement/Performance and Evaluation Report
 Capital Fund Program, Capital Fund Program Replacement Housing Factor and
 Capital Fund Financing Program

U.S. Department of Housing and Urban Development
 Office of Public and Indian Housing
 OMB No. 2577-0226
 Expires 3/31/2014

Part II: Supporting Pages								
PHA Name:			Grant Type and Number Capital Fund Program Grant No: KS16P00450113 CFFP (Yes/ No): No Replacement Housing Factor Grant No:			Federal FFY of Grant: 2013		
Development Number Name/PHA-Wide Activities	General Description of Major Work Categories	Development Account No.	Quantity	Total Estimated Cost		Total Actual Cost		Status of Work
				Original	Revised ¹	Funds Obligated ²	Funds Expended ²	
KS004000001	Kitchens	1460	70 units	\$154,236				
KS004000001	Kitchens	1465	60 units	0				
KS004000001	Site Improvements (seal & stripe parking lots)	1450	90 units	20,000				
KS004000003	Roofs/Siding/Window hail damage repair	1460	69 units	157,186				
“	Single family rehabilitation	1460	2 units	0				
“	Site Improvements	1450	12 units	0				
KS004000004	Single family rehabilitation	1460	1 units	25,000				
“	Site improvements	1450	3 units	16,562				
WHA-wide	Operations	1406		144,105				
“	Management improvements	1408		5,000				
“	Administration	1410		72,052				
“	Audit	1411		5,000				
“	Engineering and inspection	1430		90,538				
“	Office improvements	1470		7,710				
“	Technology	1475		23,135				

¹ To be completed for the Performance and Evaluation Report or a Revised Annual Statement.

² To be completed for the Performance and Evaluation Report.

¹ Obligation and expenditure end dated can only be revised with HUD approval pursuant to Section 9j of the U.S. Housing Act of 1937, as amended.

PART I: SUMMARY						
PHA City of Wichita Housing Authority – KS004			Locality Wichita, Kansas		<input checked="" type="checkbox"/> Original 5-Year Plan	<input type="checkbox"/> Revision No:
A.	Development Number and Name	Work Statement for Year 1 FFY <u>2014</u>	Work Statement for Year 2 FFY <u>2015</u>	Work Statement for Year 3 FFY <u>2016</u>	Work Statement for Year 4 FFY <u>2017</u>	Work Statement for Year 5 FFY <u>2018</u>
B .	Physical Improvements Subtotal	Annual Statement	372,984	372,984	372,984	372,984
C.	Management Improvements		5000	5000	5000	5000
D.	PHA-Wide Non-dwelling Structures and Equipment		23,135	23,135	23,135	23,135
E .	ADMINISTRATION		72,052	72,052	72,052	72,052
F.	Other		103,248	103,248	103,248	103,248
G.	Operations		144,105	144,105	144,105	144,105
H.	Demolition					
I.	Development					
J.	Capital Fund Financing – Debt Service					
K.	Total CFP Funds					
L.	Total Non-CFP Funds					
M.	Grand Total		720,524	720,524	720,524	720,524

Part II: Supporting Pages – Physical Needs Work Statement(s)						
Work Statement for Year 1 FFY <u>2014</u>	Work Statement for Year <u>2015</u> FFY 2015			Work Statement for Year: <u>2016</u> FFY 2016		
	Development Number/Name General Description of Major Work Categories	Quantity	Estimated Cost	Development Number/Name General Description of Major Work Categories	Quantity	Estimated Cost
SEE				KS004000001		
ANNUAL	Domestic hot water storage tank	1	\$20,000	Seal high rise roof		60,000
Statement		10 units	35,000			35,000
	KS004000002			KS004000002		
	Energy efficient light fixtures	20 units	10,000	Energy efficient light fixtures	20 units	10,000
	KS004000003			KS004000003		
	Window replacements	10 units	50,667	Window replacements	10 units	50,000
	Site improvements	6 units	40,000	Site improvements		
	Storage sheds			Storage sheds		
	Rehab vacant single family units	2 units	50,000	Rehab vacant single family units	2 units	50,000
	Energy efficient light fixtures			Energy efficient light fixtures		
	KS004000004			KS004000004		
	Roof replacements	10 units	50,000	Window replacements	10 units	50,000
	Storage sheds			Storage sheds		
	Interior rehabilitation	18 units	97,317	Interior rehabilitation	18 units	97,984
	Site improvements			Site improvements		
	WHA-Wide Non-dwelling structures		10,000	WHA-Wide Non-dwelling structures		10,000
	WHA-Wide Non-dwelling equipment		10,000	WHA-Wide Non-dwelling equipment		10,000
	Subtotal of Estimated Cost		\$372,984.00	Subtotal of Estimated Cost		\$372,984.00

Part II: Supporting Pages – Physical Needs Work Statement(s)						
Work Statement for Year 1 FFY <u>2014</u>	Work Statement for Year <u>2017</u> FFY 2017			Work Statement for Year: <u>2018</u> FFY 2018		
	Development Number/Name General Description of Major Work Categories	Quantity	Estimated Cost	Development Number/Name General Description of Major Work Categories	Quantity	Estimated Cost
SEE				KS004000001		
ANNUAL	Domestic hot water storage tank	1	\$20,000	Paint High Rise Building		10,000
Statement		13 units	40,000			41,000
	KS004000002			KS004000002		
	Energy efficient light fixtures	10 units	5,000	Energy efficient light fixtures	22 units	14,000
	KS004000003			KS004000003		
	Window replacements	15 units	76,000	Window replacements	10 units	50,667
	Site improvements	6 units	31,562	Site improvements	5 units	40,000
	Storage sheds			Storage sheds		
	Rehab vacant single family units	2 units	50,000	Rehab vacant single family units	2 units	50,000
	Energy efficient light fixtures			Energy efficient light fixtures		
	KS004000004			KS004000004		
	Roof replacements	5 units	25,000	Window replacements	8 units	41,895
	Storage sheds			Storage sheds		
	Interior rehabilitation	20 units	105,422	Interior rehabilitation	20 units	105,422
	Site improvements			Site improvements		
	Energy efficient light fixtures			Energy efficient light fixtures		
	WHA-Wide Non-dwelling structures		10,000	WHA-Wide Non-dwelling structures		10,000
	WHA-Wide Non-dwelling equipment		10,000	WHA-Wide Non-dwelling equipment		10,000
	Subtotal of Estimated Cost		\$372,984.00	Subtotal of Estimated Cost		\$372,984.00

Wichita, Kansas
September 30, 2013
10:00 a.m., Monday
Conference Room, 12th Floor

MINUTES - BOARD OF BIDS AND CONTRACTS*

The Board of Bids and Contracts met with Martha Strayer, Administrative Assistant, Public Works Engineering in the Chair; Fanny Chan, Accountant, Finance, representing the Director of Finance, Elizabeth Goltry-Wadle, Budget Analyst, Budget Office, Clarence Rose, Senior Buyer, representing Purchasing, Eoghan Miller, Management Fellow, representing the City Manager's Office, and Janis Edwards, Deputy City Clerk, present.

Minutes of the regular meeting dated September 23, 2013 were read and on motion approved.

Bids were opened September 27, 2013, pursuant to advertisements published on:

2013 Sanitary Sewer Reconstruction Phase 9 (north of 21st St N, west of Hillside) (468-84906/620647/663022) Traffic to be maintained during construction using flagpersons and barricades. (District I)

Danco Enterprises - \$273,769.00

Lateral 539, Southwest Interceptor Sewer to serve DeWitt 5th Addition (south of Harry, east of Hoover) (468-84855/744355/480047) Does not affect existing traffic. (District IV)

Forshee Plumbing LLC - \$7,951.00

Water Distribution System 448-90576 (735484); Rocky Creek 472-85078(766290); Belle Chase 3rd Addition

Bids Rejected

The Purchasing Manager recommended that the contract be awarded/rejected as outlined above, subject to check, same being the lowest and best bid within the Engineer's construction estimate.

On motion the Board recommended that the contracts be awarded/rejected as outlined above, subject to check, same being the lowest and best bid within the Engineer's construction estimate.

**PUBLIC WORKS AND UTILITIES DEPARTMENT/SEWAGE TREATMENT DIVISION:
Heading Heating Upgrades –Rebid.**

Central Air Conditioning Inc. - \$52,250.00

**PUBLIC WORKS AND UTILITIES DEPARTMENT/FLEET AND FACILITIES DIVISION:
Skid Steer Attachments.**

White Star Machinery & Supply Division Berry Companies Inc. - \$8,786.70 Group 1*
\$19,480.35 Group 2
\$33,147.30 Group 3

*Corrected Total - one additional unit at same unit cost.

VARIOUS DEPARTMENTS, BOARDS AND AGENCIES: Concrete Requirements.

Concrete Materials Company LLC* - \$203,300.00 Group 1
\$21,700.00 Group 2

*Estimate – Contract approved on unit cost basis; refer to attachments.

**PUBLIC WORKS AND UTILITIES DEPARTMENT/FLEET AND FACILITIES DIVISION:
Nozzles, Fittings and Adaptors – Fire Department.**

Conrad Fire Equipment Inc. - \$53,859.58 Group 1
Municipal Emergency Services Inc. \$24,469.68 Group 2
Conrad Fire Equipment Inc. - \$934.40 Group 3 *
* Group 3 Item 3, No Bids Received

The Purchasing Division recommended that the contracts be awarded as outlined above, same being the lowest and best bid.

On motion the Board of Bids recommended that the contracts be awarded as outlined above, same being the lowest and best bid.

On motion the Board of Bids adjourned.

Martha Strayer, Administrative Assistant,
Department of Public Works

Janis Edwards, CMC
Deputy City Clerk

FORMAL BID REPORT

TO: Robert Layton, City Manager

DATE: September 30, 2013

ENGINEERING BIDS – GARY JANZEN, CITY ENGINEER**September 27, 2013**2013 Sanitary Sewer Reconstruction Phase 9 (north of 21st Street N., west of Hillside) – Public Works & Utilities Department/Engineering Division**Danco Enterprises****\$273,769.00**Lateral 539, Southwest Interceptor Sewer to serve DeWitt 5th Addition – Public Works & Utilities Department/Engineering Division**Forshee Plumbing, LLC****\$7,951.00**Water Distribution System; Rocky Creek, to serve Bellechase 3rd Addition – Public Works & Utilities Department/Engineering Division**(All Bids Rejected)****PURCHASING BIDS – MELINDA A. WALKER, PURCHASING MANAGER****September 27, 2013**

Headworks Heating Upgrades at Grove Street Pump Station and Lower Arkansas Water Quality Reclamation Facility- Rebid – Public Works & Utilities Department/Sewage Treatment Division

Central Air Conditioning, Inc.**\$52,250.00**

Skid Steer Attachments – Public Works & Utilities Department/Fleet & Facilities Division

White Star Machinery & Supply Div. Berry Companies, Inc. Group 1 (Corrected Total)**\$8,786.70*****Group 2****\$19,480.35****Group 3****\$33,147.30*****One (1) Additional Unit at Same Unit Cost**

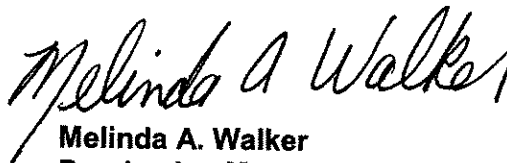
Concrete Requirements – Various Departments, Boards & Agencies (See Exhibit B for Itemized Pricing in the Formal Bid Report)

Concrete Materials Company, LLC**Group 1****\$203,300.00****Group 2****\$21,700.00**

Nozzles, Fittings and Adaptors - Fire Department – Public Works & Utilities Department/Fleet & Facilities Division (Deferred from September 23, 2013)

Conrad Fire Equipment, Inc.**Group 1****\$53,859.58****Municipal Emergency Services, Inc.****Group 2****\$24,469.68****Conrad Fire Equipment, Inc.****Group 3****\$934.40******Group 3, Item 3 (No Bids Received)**

ITEMS TO BE PURCHASED AS ADVERTISED IN THE OFFICIAL CITY NEWSPAPER.



Melinda A. Walker
Purchasing Manager

SANITARY SEWER BID TABULATION SUMMARY

BOARD OF BIDS - September 27, 2013

RQ#340856

FB#340182		Engineer's Construction Estimate	Wildcat Construction	Danco Enterprises	B-2 Excavating
2013 Sanitary Sewer Reconstruction Phase 9		\$414,340.00	\$597,466.00	\$273,769.00	\$488,011.00
(north of 21st St. N, west of Hillside)	BID BOND			X	X
468-84906	ADDENDA	1			
(620647)					
		Engineer's Construction Estimate	McCullough Excavation	Nowak Construction	Utilities Plus
2013 Sanitary Sewer Reconstruction Phase 9		\$414,340.00			
(north of 21st St. N, west of Hillside)	BID BOND				
468-84906	ADDENDA	1			
(620647)					
		Engineer's Construction Estimate		Stannard Construction d/b/a WB Carter	
2013 Sanitary Sewer Reconstruction Phase 9		\$414,340.00			
(north of 21st St. N, west of Hillside)	BID BOND				
468-84906	ADDENDA	1			
(620647)					
		Engineer's Construction Estimate			
2013 Sanitary Sewer Reconstruction Phase 9		\$414,340.00			
(north of 21st St. N, west of Hillside)	BID BOND				
468-84906	ADDENDA	1			
(620647)					

CHECKED BY: RPREVIEWED BY: PS

SANITARY SEWER BID TABULATION SUMMARY

BOARD OF BIDS - September 27, 2013

RQ#340857

FB#340183		Engineer's Construction Estimate	Dondlinger & Sons	Forshee Plumbing LLC	Mies Construction
Lateral 539, Southwest Interceptor Sewer		\$10,696.00	\$18,850.00	\$7,951.00	\$14,000.00
DeWitt 5th Addition	BID BOND			X	
468-84855	ADDENDA	0			
(744355)					
		Engineer's Construction Estimate	McCullough Excavation	Danco Enterprises	Utilities Plus
Lateral 539, Southwest Interceptor Sewer		\$10,696.00	\$17,700.00	\$9,460.00	\$12,015.00
DeWitt 5th Addition	BID BOND			X	
468-84855	ADDENDA	0			
(744355)					
		Engineer's Construction Estimate	Wildcat Construction	Stannard Construction d/b/a WB Carter	
Lateral 539, Southwest Interceptor Sewer		\$10,696.00			
DeWitt 5th Addition	BID BOND				
468-84855	ADDENDA	0			
(744355)					
		Engineer's Construction Estimate			
Lateral 539, Southwest Interceptor Sewer		\$10,696.00			
DeWitt 5th Addition	BID BOND				
468-84855	ADDENDA	0			
(744355)					

CHECKED BY: JDREVIEWED BY: PS

WATER BID TABULATION SUMMARY

BOARD OF BIDS - September 27, 2013

RQ#340858

FB#340184		Engineer's Construction Estimate	Dondlinger & Sons	Duling Construction	Mies Construction
Water Distribution System 448-90576 (735484)	Group 1				\$59,982.00
Rocky Creek 472-85078 (766290)	Group 2				\$748,512.91
Bellechase 3rd Addition	BID BOND				
	ADDENDA	2			
BID TOTAL					808,494.91
		Engineer's Construction Estimate	Comejo & Sons LLC	Nowak Construction	Conspec Inc DBA Kansas Paving
Water Distribution System 448-90576 (735484)	Group 1		\$60,927.00	\$69,494.64	\$59,977.00
Rocky Creek 472-85078 (766290)	Group 2		\$772,609.21	\$764,385.08	\$749,641.40
Bellechase 3rd Addition	BID BOND				
	ADDENDA	2			
BID TOTAL			833,536.21	833,879.72	809,618.40
		Engineer's Construction Estimate	Wildcat Construction	Stannard Construction d/b/a WB Carter	
Water Distribution System 448-90576 (735484)	Group 1				
Rocky Creek 472-85078 (766290)	Group 2				
Bellechase 3rd Addition	BID BOND				
	ADDENDA	2			
BID TOTAL					
		Engineer's Construction Estimate			
Water Distribution System 448-90576 (735484)	Group 1				
Rocky Creek 472-85078 (766290)	Group 2				
Bellechase 3rd Addition	BID BOND				
	ADDENDA	2			
BID TOTAL					
REJECT BIDS					

CHECKED BY: REVIEWED BY: 



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Bid Results**Registration Solicitations Document Inquiry Login Help**

This page summarizes vendor responses by the bid total. Awarded vendors will be notified of their respective purchase orders/contracts.

Vendor Group Line**Solicitation: FB340180 Heading Heating
Upgrades- Rebid****Close Date/Time: 9/27/2013 10:00 AM CST****Solicitation Type: Formal Bid****[Return to the Bid List](#)****Award Method: Aggregate Cost****Department: Water Sewage Treatment Division****Responses: 3**

Vendors	Complete	Bid Total	City Comments
<u>CENTRAL AIR CONDITIONING INC</u>	Complete	\$52,250.00	Award 10-1-13 Public Works & Utilities Dept./Sewage Treatment Division
<u>CMW INC</u>	Complete	\$62,417.00	
<u>DON VAUGHN INC</u>	Complete	\$64,000.00	

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Bid Results

This page summarizes vendor responses by the bid total. Awarded vendors will be notified of their respective purchase orders/contracts.

Vendor Group Line

Solicitation: FB340181 Skid Steer Attachments

Close Date/Time: 9/27/2013 10:00 AM CST

Solicitation Type: Formal Bid

[Return to the Bid List](#)

Award Method: Line

Department: Public Works Fleet & Facilities

Responses: 2

Vendors	Complete	Bid Total	City Comments
<u>BERRY COMPANIES INC</u>	Complete	\$58,485.45	Award 10/1/13 Group 1-3; 1 additional unit for Group 1 corrected total \$8,786.70
<u>D & D EQUIPMENT & SALES</u>	In-Complete	\$0.00	Public Works & Utilities Department/Fleet & Facilities Division
<u>Top of the Page</u>			





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Bid Results

This page summarizes vendor bids by the extended cost for each commodity line on the solicitation.

Vendor Group Line

Solicitation: FB340181 Skid Steer Attachments

Close Date/Time: 9/27/2013 10:00 AM CST

Solicitation Type: Formal Bid

[Return to the Bid List](#)

Award Method: Line

Department: Public Works Fleet & Facilities

Responses: 2

Go to: 001

Line 001 Group 1: New and Unused Current Model 74" Industrial Grapple Bucket Manufacturer: _____ Model: _____						
Vendors	QTY	UOM	Price	Extended Cost	Complete	Comments
BERRY COMPANIES INC	2	Each	\$2,928.9000	\$5,857.80	Complete	Manufacturer: Bobcat Model: 74" Indus Bucket Grapple
<u>D & D EQUIPMENT & SALES</u>						
No Bid.						
Line 002 Group 2: New and Unused Current Model Hydraulic Pavement Breaker. Manufacturer: _____ Model: _____						
Vendors	QTY	UOM	Price	Extended Cost	Complete	Comments
BERRY COMPANIES INC	3	Each	\$6,493.4500	\$19,480.35	Complete	Manufacturer: Bobcat Model: HB980 Breaker
<u>D & D EQUIPMENT & SALES</u>						
No Bid.						
Line 003 Group 3: New and Unused Current Model 18" High Flow Planer (Milling Machines). Manufacturer: _____ Model: _____						
FOR ANY QUESTIONS PLEASE CONTACT MIKE NORDICK AT 316-268-4040 OR EMAIL MNORDICK@WICHITA.GOV						
Vendors	QTY	UOM	Price	Extended Cost	Complete	Comments
BERRY COMPANIES INC	3	Each	\$11,049.1000	\$33,147.30	Complete	Manufacturer: Bobcat Model: 18" High Flow Planer
<u>D & D EQUIPMENT & SALES</u>						
No Bid.						

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Bid Results

This page summarizes vendor responses by the bid total. Awarded vendors will be notified of their respective purchase orders/contracts.

Vendor Group Line

Solicitation: FB340186 Concrete Requirements

Close Date/Time: 9/27/2013 10:00 AM CST

Solicitation Type: Formal Bid

[Return to the Bid List](#)

Award Method: Group

Department: Purchasing Department

Responses: 3

Vendors	Complete	Bid Total	City Comments
<u>CONCRETE MATERIALS COMPANY LLC</u>	Complete	\$225,000.00	Award 10-1-13 Groups 1 & 2 Various Departments, Boards & Agencies
<u>KANSAS READY MIX LLC</u>	Complete	\$227,917.50	
<u>ANDALE READY MIX CENTRAL INC</u>	Complete	\$234,050.00	

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Bid Results

This page summarizes bids by the totals for each group listed on the solicitation.

Vendor Group Line

Solicitation: FB340186 Concrete Requirements

Close Date/Time: 9/27/2013 10:00 AM CST

Solicitation Type: Formal Bid

[Return to the Bid List](#)

Award Method: Group

Department: Purchasing Department

Responses: 3

Go to: 1

Group 1 LINES 1-9**Vendors**

	Complete	Group Total Net Bid
CONCRETE MATERIALS COMPANY LLC	Complete	\$203,300.00
KANSAS READY MIX LLC	Complete	\$205,092.50
ANDALE READY MIX CENTRAL INC	Complete	\$211,650.00

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Group 2 LINES 10-15**Vendors**

	Complete	Group Total Net Bid
CONCRETE MATERIALS COMPANY LLC	Complete	\$21,700.00
ANDALE READY MIX CENTRAL INC	Complete	\$22,400.00
KANSAS READY MIX LLC	Complete	\$22,825.00

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This page summarizes vendor bids by the extended cost for each commodity line on the solicitation.

Vendor Group Line

Solicitation: **FB340186** Concrete Requirements

Close Date/Time: 9/27/2013 10:00 AM CST

Solicitation Type: **Formal Bid**[Return to the Bid List](#)Award Method: **Group**Department: **Purchasing Department**Responses: **3**

Go to: 001

Line 001 6.6 HE Sack- Picked Up

Vendors	QTY	UOM	Price	Extended Cost	Complete	Comments
ANDALE READY MIX CENTRAL INC	50	Cubic Yard	\$73.0000	\$3,650.00	Complete	
KANSAS READY MIX LLC	50	Cubic Yard	\$74.5000	\$3,725.00	Complete	
CONCRETE MATERIALS COMPANY LLC	50	Cubic Yard	\$84.0000	\$4,200.00	Complete	

Line 002 6.6 HE Sack- Delivered

[Top of the Page](#)

Vendors	QTY	UOM	Price	Extended Cost	Complete	Comments
KANSAS READY MIX LLC	50	Cubic Yard	\$88.8500	\$4,442.50	Complete	
ANDALE READY MIX CENTRAL INC	50	Cubic Yard	\$93.0000	\$4,650.00	Complete	
CONCRETE MATERIALS COMPANY LLC	50	Cubic Yard	\$96.0000	\$4,800.00	Complete	

Line 003 6.6 Sack- Picked Up

[Top of the Page](#)

Vendors	QTY	UOM	Price	Extended Cost	Complete	Comments
CONCRETE MATERIALS COMPANY LLC	2500	Cubic Yard	\$66.0000	\$165,000.00	Complete	
KANSAS READY MIX LLC	2500	Cubic Yard	\$67.2500	\$168,125.00	Complete	
ANDALE READY MIX CENTRAL INC	2500	Cubic Yard	\$70.0000	\$175,000.00	Complete	

Line 004 6.6 Sack- Delivered

[Top of the Page](#)

Vendors	QTY	UOM	Price	Extended Cost	Complete	Comments
KANSAS READY MIX LLC	100	Cubic Yard	\$84.0000	\$8,400.00	Complete	
ANDALE READY MIX CENTRAL INC	100	Cubic Yard	\$90.0000	\$9,000.00	Complete	
CONCRETE MATERIALS COMPANY LLC	100	Cubic Yard	\$90.0000	\$9,000.00	Complete	

Line 005 8.0 Sack- Picked Up

[Top of the Page](#)

Vendors	QTY	UOM	Price	Extended Cost	Complete	Comments
ANDALE READY MIX CENTRAL INC	100	Cubic Yard	\$69.0000	\$6,900.00	Complete	

CONCRETE MATERIALS COMPANY LLC	100	Cubic Yard	\$72.0000	\$7,200.00	Complete
KANSAS READY MIX LLC	100	Cubic Yard	\$78.0000	\$7,800.00	Complete

Line 006 8.0 Sack- Delivered[Top of the Page](#)

Vendors	QTY	UOM	Price	Extended Cost	Complete	Comments
ANDALE READY MIX CENTRAL INC	100	Cubic Yard	\$89.0000	\$8,900.00	Complete	
KANSAS READY MIX LLC	100	Cubic Yard	\$89.5000	\$8,950.00	Complete	
CONCRETE MATERIALS COMPANY LLC	100	Cubic Yard	\$94.0000	\$9,400.00	Complete	

Line 007 Hi-Early- Additives[Top of the Page](#)

Vendors	QTY	UOM	Price	Extended Cost	Complete	Comments
ANDALE READY MIX CENTRAL INC	50	Cubic Yard	\$5.0000	\$250.00	Complete	
KANSAS READY MIX LLC	50	Cubic Yard	\$6.5000	\$325.00	Complete	
CONCRETE MATERIALS COMPANY LLC	50	Cubic Yard	\$8.0000	\$400.00	Complete	

Line 008 Winter Service (November 1 - March 31)[Top of the Page](#)

Vendors	QTY	UOM	Price	Extended Cost	Complete	Comments
KANSAS READY MIX LLC	600	Cubic Yard	\$5.0000	\$3,000.00	Complete	
ANDALE READY MIX CENTRAL INC	600	Cubic Yard	\$5.0000	\$3,000.00	Complete	
CONCRETE MATERIALS COMPANY LLC	600	Cubic Yard	\$5.0000	\$3,000.00	Complete	

Line 009 Super Plastizer[Top of the Page](#)

Vendors	QTY	UOM	Price	Extended Cost	Complete	Comments
CONCRETE MATERIALS COMPANY LLC	50	Cubic Yard	\$6.0000	\$300.00	Complete	
ANDALE READY MIX CENTRAL INC	50	Cubic Yard	\$6.0000	\$300.00	Complete	
KANSAS READY MIX LLC	50	Cubic Yard	\$6.5000	\$325.00	Complete	

Line 010 6.6 HE Sack- Delivered[Top of the Page](#)

Vendors	QTY	UOM	Price	Extended Cost	Complete	Comments
ANDALE READY MIX CENTRAL INC	50	Cubic Yard	\$93.0000	\$4,650.00	Complete	
CONCRETE MATERIALS COMPANY LLC	50	Cubic Yard	\$97.0000	\$4,850.00	Complete	
KANSAS READY MIX LLC	50	Cubic Yard	\$104.0000	\$5,200.00	Complete	

Line 011 733 R Type Mix 4000 psi in 72 hours- Delivered[Top of the Page](#)

Vendors	QTY	UOM	Price	Extended Cost	Complete	Comments
CONCRETE MATERIALS COMPANY LLC	50	Cubic Yard	\$99.0000	\$4,950.00	Complete	
KANSAS READY MIX LLC	50	Cubic Yard	\$106.0000	\$5,300.00	Complete	
ANDALE READY MIX CENTRAL INC	50	Cubic Yard	\$110.0000	\$5,500.00	Complete	

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Line 012 Airfield Rock 5000 psi in 5 days- Delivered

Vendors	QTY	UOM	Price	Extended Cost	Complete	Comments
CONCRETE MATERIALS COMPANY LLC	50	Cubic Yard	\$105.0000	\$5,250.00	Complete	
KANSAS READY MIX LLC	50	Cubic Yard	\$110.0000	\$5,500.00	Complete	
ANDALE READY MIX CENTRAL INC	50	Cubic Yard	\$115.0000	\$5,750.00	Complete	

Line 013 Airfield Rock 5000 psi in 48 hours- DeliveredTop of the Page

Vendors	QTY	UOM	Price	Extended Cost	Complete	Comments
CONCRETE MATERIALS COMPANY LLC	50	Cubic Yard	\$120.0000	\$6,000.00	Complete	
ANDALE READY MIX CENTRAL INC	50	Cubic Yard	\$120.0000	\$6,000.00	Complete	
KANSAS READY MIX LLC	50	Cubic Yard	\$125.0000	\$6,250.00	Complete	

Line 014 Hi-Early- AdditivesTop of the Page

Vendors	QTY	UOM	Price	Extended Cost	Complete	Comments
ANDALE READY MIX CENTRAL INC	50	Cubic Yard	\$5.0000	\$250.00	Complete	
KANSAS READY MIX LLC	50	Cubic Yard	\$6.5000	\$325.00	Complete	
CONCRETE MATERIALS COMPANY LLC	50	Cubic Yard	\$8.0000	\$400.00	Complete	

Line 015 Winter Service (November 1 - March 31) Vendors may bid on Group 1 or Group 2 or Both Groups. Award will be based on the lowest and best total net bid per Group based on the estimated quantities.Top of the Page

Vendors	QTY	UOM	Price	Extended Cost	Complete	Comments
CONCRETE MATERIALS COMPANY LLC	50	Cubic Yard	\$5.0000	\$250.00	Complete	
ANDALE READY MIX CENTRAL INC	50	Cubic Yard	\$5.0000	\$250.00	Complete	
KANSAS READY MIX LLC	50	Cubic Yard	\$5.0000	\$250.00	Complete	

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Bid Results

Registration Solicitations Document Inquiry Login Help

This page summarizes vendor responses by the bid total. Awarded vendors will be notified of their respective purchase orders/contracts.

Vendor Group Line
Solicitation: FB340179 Nozzles, Fittings, & Adaptors-Fire Dept

Close Date/Time: 9/20/2013 10:00 AM CST

Solicitation Type: Formal Bid

[Return to the Bid List](#)

Award Method: Group

Department: Public Works & Utilities

Responses: 5

Vendors	Complete	Bid Total	City Comments
<u>HAJOCA CORPORATION</u>	In-Complete	\$0.00	
<u>ALL HANDS FIRE EQUIPMENT LLC</u>	Partial	\$73,032.63	
<u>MUNICIPAL EMERGENCY SERVICES INC</u>	Partial	\$74,756.93	Award 10/1/13 Group 2, Public Works & Utilities Dept/Fleet & Facilities Division
<u>CONRAD FIRE EQUIPMENT INC</u>	Partial	\$82,444.89	Award 10/1/13 Group 1 & 3, Group 3 item 3 No Bids Received
<u>WS DARLEY & CO</u>	Partial	\$104,297.59	

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Registration Solicitations Document Inquiry Login Help

Bid Results

This page summarizes bids by the totals for each group listed on the solicitation.

Vendor Group Line
Solicitation: FB340179 **Nozzles, Fittings, & Adaptors-Fire Dept**

Close Date/Time: 9/20/2013 10:00 AM CST

Solicitation Type: Formal Bid

[Return to the Bid List](#)

Award Method: Group

Department: Public Works & Utilities

Responses: 5

Go to: 1

Group 1

Vendors	Complete	Group Total Net Bid
<u>CONRAD FIRE EQUIPMENT INC</u>	Complete	\$53,859.58
<u>WS DARLEY & CO</u>	Complete	\$64,754.64
<u>HAJOCA CORPORATION</u>	In-Complete	\$0.00
<u>MUNICIPAL EMERGENCY SERVICES INC</u>	Partial	\$49,320.05
<u>ALL HANDS FIRE EQUIPMENT LLC</u>	Partial	\$51,808.62

[Top of the Page](#)

Group 2

Vendors	Complete	Group Total Net Bid
<u>MUNICIPAL EMERGENCY SERVICES INC</u>	Complete	\$24,469.68
<u>CONRAD FIRE EQUIPMENT INC</u>	Complete	\$27,650.91
<u>WS DARLEY & CO</u>	Complete	\$38,539.95
<u>HAJOCA CORPORATION</u>	In-Complete	\$0.00
<u>ALL HANDS FIRE EQUIPMENT LLC</u>	Partial	\$19,924.61

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Group 3

Vendors	Complete	Group Total Net Bid
<u>HAJOCA CORPORATION</u>	In-Complete	\$0.00
<u>CONRAD FIRE EQUIPMENT INC</u>	Partial	\$934.40
<u>MUNICIPAL EMERGENCY SERVICES INC</u>	Partial	\$967.20
<u>WS DARLEY & CO</u>	Partial	\$1,003.00
<u>ALL HANDS FIRE EQUIPMENT LLC</u>	Partial	\$1,299.40

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**PRELIMINARY ESTIMATES
FOR CITY COUNCIL OCTOBER 1, 2013**

- a. Water Distribution System to serve Mission Addition (north of Central, east of Hoover) (448-90597/735494/470167) Does not affect existing traffic. (District IV) - \$80,000.00
- b. Hoover Court (Lots 4 & 15, Block 2, Parcels A-E), from Hoover Avenue, west to and including the cul-de-sac to serve Airport Industrial Park Addition (south of Harry, west of Hoover) (472-85067/766289/490307) Traffic to be maintained during construction using flagpersons and barricades. (District IV) - \$275,520.00

To be Bid: September 20, 2013

PRELIMINARY ESTIMATE of the cost of:Water Distribution System to serve Mission Addition
(north of Central, east of Hoover)All work done and all materials furnished to be in accordance with plans and specifications
on file in the office of the City Engineer.

Lump Sum Bid Items		
1 Pipe, WL 8"	167	lf
2 Pipe, WL, D1CL 8"	5	lf
3 Fire Hydrant Assembly	1	ea
4 Fence Removed	1	LS
5 Gravel Street removed and replaced	20	lf
6 Site Clearing	1	LS
7 Site Restoration	1	LS
8 Seeding	1	LS
Measured Quantity Bid Items		
9 BMP, Silt Fence	20	lf

Construction SubtotalDesign Fee
Engineering & Inspection
Administration
Publication
Water Tap**Total Estimated Cost**\$80,000.00CITY OF WICHITA)
STATE OF KANSAS) SS

I do solemnly swear that the above amount is correct, reasonable and just.

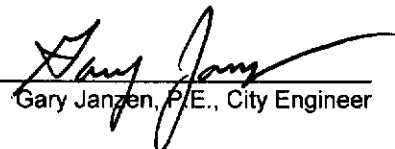

Gary Janzen, P.E., City EngineerSworn to and subscribed before me this _____
(DATE)_____
City Clerk470167(735494) 448-90597
Page _____

EXHIBIT _____

PRELIMINARY ESTIMATE of the cost of:

Hoover Court (Lots 4 & 15, Block 2, Parcels A-E), from Hoover Avenue, west to and including the cul-de-sac to serve Airport Industrial Park Addition

All work done and all materials furnished to be in accordance with plans and specifications on file in the office of the City Engineer.

Lump Sum Bid Items

1	Concrete Pavement 7"	2,265	sy
2	Crushed Rock Base 6", Reinforced	2,629	sy
3	Concrete C & G, Type 2 (3-5/8" RL & 1-1/2")	934	lf
4	Concrete Driveway 8"	4,416	sf
5	Concrete Driveway Removed	11	sy
6	Excavation	1,007	cy
7	Pipe, End Section 18"	1	ea
8	Pipe, SWS 15"	48	lf
9	Pipe, SWS 18"	486	lf
10	Inlet, Curb (Type 1A) (L=5' W=3')	2	ea
11	MH, Standard SWS (4')	1	ea
12	MH, Shallow SWS (4')	1	ea
13	Inlet Underdrain	32	lf
14	Valve Box Adjusted	2	ea
15	Fire Hydrant Adjustment	1	ea
16	Concrete Flume	20	lf
17	Fill, Sand (Flushed & Vibrated)	208	lf
18	6" Water Line Removed & Replaced	1	LS
19	Private Service Line Adjusted	1	LS
20	Inlet Hookup	2	ea
21	Rip-Rap, Light Stone	27	sy
22	Mailbox, Removed and Reset	1	ea
23	Grading, Ditch	385	lf
24	Site Clearing	1	LS
25	Site Restoration	1	LS
26	Seeding	1	LS

Measured Quantity bid Items

27	BMP, Construction Entrance	1	ea
28	BMP, Curb Inlet Protection	3	ea
29	BMP, Ditch Check	3	ea
30	BMP, Silt Fence	12	lf
31	BMP, Erosion Control Mat	1,777	sy

Construction Subtotal

Design Fee
Engineering & Inspection
Administration
Publication

Total Estimated Cost**\$275,520.00**

CITY OF WICHITA)
STATE OF KANSAS) SS

I do solemnly swear that the above amount is correct, reasonable and just.

Gary Janzen, P.E., City Engineer

Sworn to and subscribed before me this _____
(DATE)

City Clerk

490307 (766289) 472-85067

Page _____

EXHIBIT _____

City of Wichita
City Council Meeting
October 1, 2013

TO: Mayor and City Council

SUBJECT: Sanitary Sewer Improvements to Serve Huntington Park Addition (District V)

INITIATED BY: Department of Public Works & Utilities

AGENDA: Consent

Recommendation: Approve the petitions and adopt the resolutions.

Background: On April 25, 2006, and June 4, 2013, the City Council approved a petition for sanitary sewer improvements to serve Huntington Park Addition. The developer has submitted new petitions to re-phase the construction of infrastructure within the addition to reflect current market conditions. The signatures on the petitions represent 100% of the improvement district and the petitions are valid per Kansas Statute.

Analysis: The projects will provide sanitary sewer service required for a new commercial development located south of 13th Street, west of Maize Road.

Financial Considerations: The original petitions totaled \$70,000 and the new petitions total \$49,000. The funding source is special assessments.

Legal Considerations: The Law Department has reviewed and approved the petitions and resolutions as to form.

Recommendations/Actions: It is recommended that the City Council approve the petitions, adopt the resolutions, and authorize the necessary signatures.

Attachments: Map, budget sheets, petitions, and resolutions.

First Published in the Wichita Eagle on September 27, 2013

RESOLUTION NO. 13-185

RESOLUTION OF FINDINGS OF ADVISABILITY AND RESOLUTION AUTHORIZING CONSTRUCTION OF **LATERAL 136, WESTLINK SANITARY SEWER (SOUTH OF 13TH, WEST OF MAIZE) 468-84883** IN THE CITY OF WICHITA, KANSAS, PURSUANT TO FINDINGS OF ADVISABILITY MADE BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS, THAT THE FOLLOWING FINDINGS AS TO THE ADVISABILITY OF THE CONSTRUCTION OF **LATERAL 136, WESTLINK SANITARY SEWER (SOUTH OF 13TH, WEST OF MAIZE) 468-84883** IN THE CITY OF WICHITA, KANSAS, ARE HEREBY MADE TO-WIT:

SECTION 1. That Resolution **No. 13-099** adopted on **June 4, 2013** is hereby rescinded.

SECTION 2. That it is necessary and in the public interest to construct **Lateral 136, Westlink Sanitary Sewer (south of 13th, west of Maize) 468-84883**.

Said sanitary sewer shall be constructed of the material in accordance with plans and specifications provided by the City Engineer.

SECTION 3. That the cost of said improvements provided for in Section 2 hereof is estimated to be **Thirty Thousand Dollars (\$30,000)** exclusive of the cost of interest on borrowed money, with **100** percent payable by the improvement district. Said estimated cost as above set forth is hereby increased at the pro-rata rate of 1 percent per month from and after **June 1, 2013**, exclusive of the costs of temporary financing.

SECTION 4. That all costs of said improvements attributable to the improvement district, when ascertained, shall be assessed against the land lying within the improvement district described as follows:

PARCEL "A"

All of Lot 1, Huntington Park Addition, Wichita, Sedgwick County, Kansas TOGETHER WITH that part of Lot 2, Huntington Park Addition, Wichita, Sedgwick County, Kansas described as beginning at the southeast corner of said Lot 1, said point also being a common lot corner with said Lot 2; thence S03°44'55"E along the easterly line of said Lot 2, 80.00 feet; thence S86°15'05"W, 368.50 feet to a point on the westerly line of said Lot 2; thence N03°44'55"W, along the westerly line of said Lot 2, 251.33 feet to a deflection corner in the westerly line of said Lot 2; thence N56°40'12"E along the westerly line of said Lot 2, 41.14 feet to a point on the northerly line of said Lot 2, said line being a curve having a 50.00 foot radius; thence southeasterly, easterly, and northeasterly along said curve, also being the northerly line of said Lot 2, for an arc distance of 106.17 feet to a deflection corner in the northerly line of said Lot 2; thence S88°33'55"E along the northerly line of said Lot 2, 53.63 feet to a common lot corner of said Lots 1 and 2; thence S03°44'55"E along the common lot line of said Lots 1 and 2, 187.42 feet to a common lot corner of said Lots 1 and 2; thence N86°15'05"E along the common lot line of said Lots 1 and 2, 191.99 feet to the point of beginning.

PARCEL "B"

Lot 2, Huntington Park Addition, Wichita, Sedgwick County, Kansas; EXCEPT that part of Lot 2, Huntington Park Addition, Wichita, Sedgwick County, Kansas described as beginning at the southeast corner of said Lot 1, Huntington Park Addition, Wichita, Sedgwick County, Kansas, said point also being a common lot corner with said Lot 2; thence S03°44'55"E along the easterly line of said Lot 2, 80.00 feet; thence S86°15'05"W, 368.50 feet to a point on the westerly line of said Lot 2; thence N03°44'55"W, along the westerly line of said Lot 2, 251.33 feet to a deflection corner in the westerly line of said Lot 2; thence N56°40'12"E along the westerly line of said Lot 2, 41.14 feet to a point on the northerly line of said Lot 2, said line being a curve having a 50.00 foot radius; thence southeasterly, easterly, and northeasterly along said curve, also being the northerly line of said Lot 2, for an arc distance of 106.17 feet to a deflection corner in the northerly line of said Lot 2; thence S88°33'55"E along the northerly line of said Lot 2, 53.63 feet to a common lot corner of said Lots 1 and 2; thence S03°44'55"E along the common lot line of said Lots 1 and 2, 187.42 feet to a common lot corner of said Lots 1 and 2; thence N86°15'05"E along the common lot line of said Lots 1 and 2, 191.99 feet to the point of beginning; and EXCEPT that part of Lot 2, Huntington Park Addition, Wichita, Sedgwick County, Kansas described as follows: Beginning at the southeast corner of said Lot 2; thence S88°26'57"W along the south line of said Lot 2, 368.77 feet to the southwest corner of said Lot 2; thence N03°44'55"W along the west line of said Lot 2, 223.00 feet; thence N88°26'57"E parallel to said south line, 368.77 feet to a point on the east line of said Lot 2; thence S03°44'55"E along the east line of said Lot 2, 223.00 feet to the point of beginning.

SECTION 5. That the method of apportioning all costs of said improvements attributable to the improvement district to the owners of land liable for assessment therefore shall be on a **fractional** basis.

The fractional shares provided for herein have been determined on the basis of equal shares being assessed to lots or parcels of substantially comparable size and/or value: PARCEL "A" shall pay 53/100 of the total cost of the improvements; PARCEL "B" shall pay 47/100 of the total cost of the improvements.

In the event all or part of the lots or parcels in the improvement district are replatted before assessments have been levied, the assessments against the replatted area shall be recalculated on the basis of the method of assessment set forth herein. Where the ownership of a single lot is or may be divided into two or more parcels, the assessment to the lot so divided shall be assessed to each ownership or parcel on a square foot basis.

SECTION 6. That payment of said assessments may indefinitely be deferred as against those

property owners eligible for such deferral available through the Special Assessment Deferral Program.

SECTION 7. That the City Engineer shall prepare plans and specifications for said improvement and a preliminary estimate of cost therefore, which plans, specifications, and a preliminary estimate of cost shall be presented to this Body for its approval.

SECTION 8. Whereas, the Governing Body of the City, upon examination thereof, considered, found and determined the Petition to be sufficient, having been signed by the owners of record, whether resident or not, of more than Fifty Percent (50%) of the property liable for assessment for the costs of the improvement requested thereby; the advisability of the improvements set forth above is hereby established as authorized by K.S.A. 12-6a01 et seq., as amended.

SECTION 9. Be it further resolved that the above described improvement is hereby authorized and declared to be necessary in accordance with the findings of the Governing Body as set out in this resolution.

SECTION 10. That the City Clerk shall make proper publication of this resolution, which shall be published once in the official City paper and which shall be effective from and after said publication.

PASSED by the governing body of the City of Wichita, Kansas, this 24th day of September, 2013.

CARL BREWER, MAYOR

ATTEST:

KAREN SUBLETT, CITY CLERK

(SEAL)

APPROVED AS TO FORM:

GARY E. REBENSTORF
DIRECTOR OF LAW

First Published in the Wichita Eagle on September 27, 2013

RESOLUTION NO. 13-186

RESOLUTION OF FINDINGS OF ADVISABILITY AND RESOLUTION AUTHORIZING CONSTRUCTION OF **LATERAL 134, WESTLINK SEWER (SOUTH OF 13TH, WEST OF MAIZE) 468-84176** IN THE CITY OF WICHITA, KANSAS, PURSUANT TO FINDINGS OF ADVISABILITY MADE BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS, THAT THE FOLLOWING FINDINGS AS TO THE ADVISABILITY OF THE CONSTRUCTION OF **LATERAL 134, WESTLINK SEWER (SOUTH OF 13TH, WEST OF MAIZE) 468-84176** IN THE CITY OF WICHITA, KANSAS, ARE HEREBY MADE TO-WIT:

SECTION 1. That Resolution No. **06-195** adopted on **April 25, 2006** is hereby rescinded.

SECTION 2. That it is necessary and in the public interest to construct **Lateral 134, Westlink Sewer (south of 13th, west of Maize) 468-84176**.

Said sanitary sewer shall be constructed of the material in accordance with plans and specifications provided by the City Engineer.

SECTION 3. That the cost of said improvements provided for in Section 2 hereof is estimated to be **Nineteen Thousand Dollars (\$19,000)** exclusive of the cost of interest on borrowed money, with **100** percent payable by the improvement district. Said estimated cost as above set forth is hereby increased at the pro-rata rate of 1 percent per month from and after **September 1, 2013**, exclusive of the costs of temporary financing.

SECTION 4. That all costs of said improvements attributable to the improvement district, when ascertained, shall be assessed against the land lying within the improvement district described as follows:

PARCEL 'C'

That part of Lot 2, Huntington Park Addition, Wichita, Sedgwick County, Kansas described as follows: Beginning at the southeast corner of said Lot 2; thence S88°26'57"W along the south line of said Lot 2, 368.77 feet to the southwest corner of said Lot 2; thence N03°44'55"W along the west line of said Lot 2, 223.00 feet; thence N88°26'57"E parallel to said south line, 368.77 feet to a point on the east line of said Lot 2; thence S03°44'55"E along the east line of said Lot 2, 223.00 feet to the point of beginning.

SECTION 5. That the method of apportioning all costs of said improvements attributable to the improvement district to the owners of land liable for assessment therefore shall be on a **fractional** basis.

That the method of assessment of all costs of the improvement for which the improvement district shall be liable shall be on a fractional basis: PARCEL 'C', shall pay 100 percent of the total cost of the improvements.

Where the ownership of a single lot is or may be divided into two or more parcels, the assessment to the lot so divided shall be assessed to each ownership or parcel on a square foot basis.

SECTION 6. That payment of said assessments may indefinitely be deferred as against those

property owners eligible for such deferral available through the Special Assessment Deferral Program.

SECTION 7. That the City Engineer shall prepare plans and specifications for said improvement and a preliminary estimate of cost therefore, which plans, specifications, and a preliminary estimate of cost shall be presented to this Body for its approval.

SECTION 8. Whereas, the Governing Body of the City, upon examination thereof, considered, found and determined the Petition to be sufficient, having been signed by the owners of record, whether resident or not, of more than Fifty Percent (50%) of the property liable for assessment for the costs of the improvement requested thereby; the advisability of the improvements set forth above is hereby established as authorized by K.S.A. 12-6a01 et seq. as amended.

SECTION 9. Be it further resolved that the above described improvement is hereby authorized and declared to be necessary in accordance with the findings of the Governing Body as set out in this resolution.

SECTION 10. That the City Clerk shall make proper publication of this resolution, which shall be published once in the official City paper and which shall be effective from and after said publication.

PASSED by the governing body of the City of Wichita, Kansas, this 24th day of September, 2013.

CARL BREWER, MAYOR

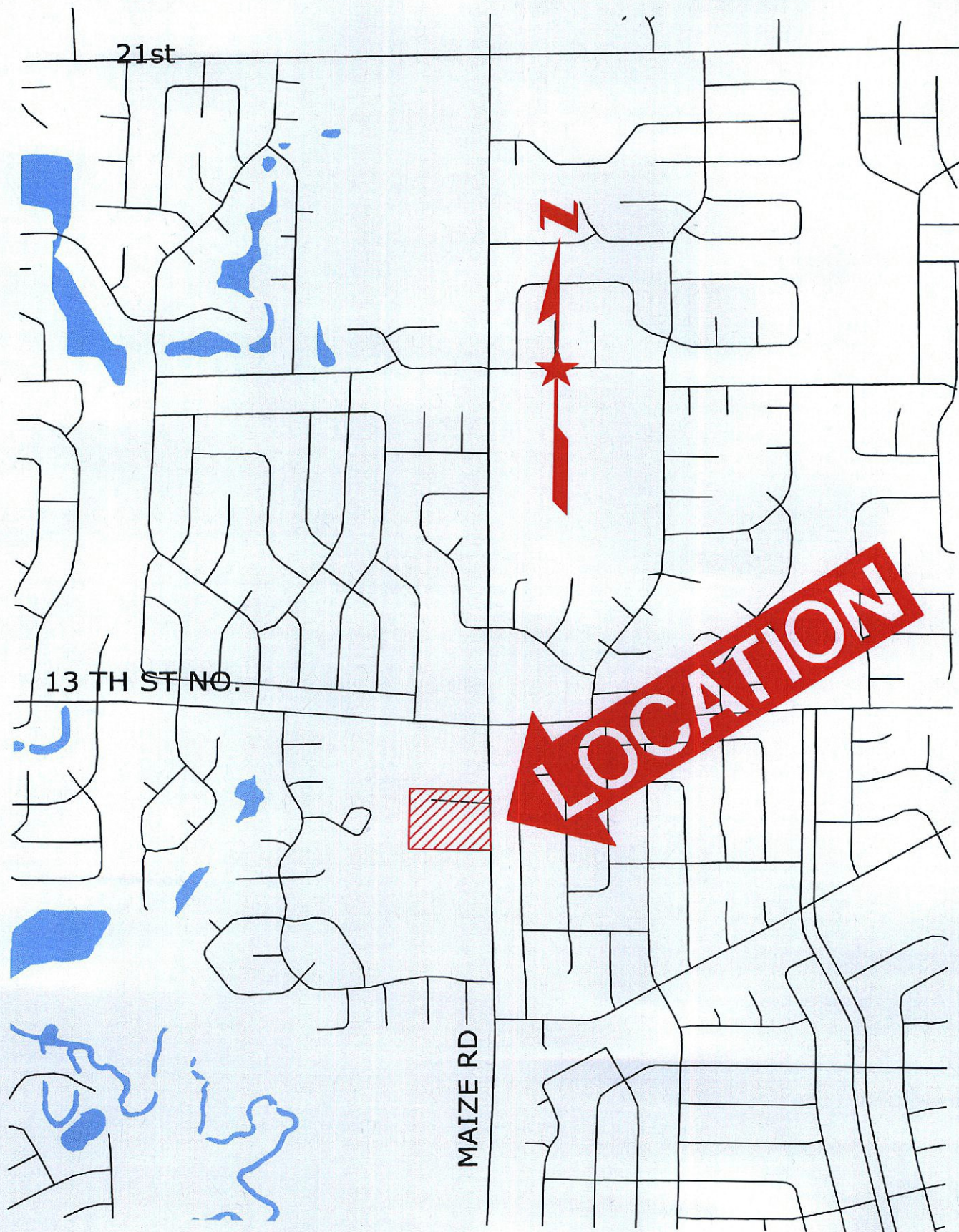
ATTEST:

KAREN SUBLETT, CITY CLERK

(SEAL)

APPROVED AS TO FORM:

GARY E. REBENSTORF
DIRECTOR OF LAW



Project Request

☐ CIP ☒ Non-CIP

☒ NEIGHBORHOOD IMPROVEMENT

☐ ORDERED BY WCC

☒ PETITION

PETITION PERCENTAGE: 100

DEPARTMENT: 13 Public Works & Utilities

DIVISION: Engineering

RESOLUTION/ORDINANCE #: 13-

FUND: 480 Sewer Improvements N.I.

SUBFUND: 480 Sanitary Sewers N.I.

ENGINEERING REFERENCE #: 468-84176

COUNCIL DISTRICT: 05 Council District 5

DATE COUNCIL APPROVED: Oct 1, 2013

REQUEST DATE:

PROJECT #:

PROJECT TITLE: Lat134, WLK to serve Huntington Park Addition

PROJECT DETAIL #: 01

PROJECT DETAIL DESCRIPTION: Lat136, WLK to serve Huntington Park Addition

OCA #:

OCA TITLE: Lat134, WLK to serve Huntington Park Addition

PERSON COMPLETING FORM: Joni Chamberlain

PHONE #: 268-4548

PROJECT MANAGER: Julianne Kallman

PHONE #: 268-4236

☒ NEW BUDGET

☐ REVISED BUDGET

REVENUE

Object Level 3	Budget
9730 S.A. Bonds	\$19,000.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00

REVENUE TOTAL: \$19,000.00

EXPENSE

Object Level 3	Budget
2999 Contractuals	\$19,000.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00

EXPENSE TOTAL: \$19,000.00

NOTES: HOLD FOR LOC

SIGNATURES REQUIRED

DIVISION HEAD:

DEPARTMENT HEAD:

BUDGET OFFICER:

CITY MANAGER:

Print Form

DATE: 09/12/13

DATE: 9/12/13

DATE:

DATE:

Project Request

☐ CIP ☒ Non-CIP

☒ NEIGHBORHOOD IMPROVEMENT

☐ ORDERED BY WCC

☒ PETITION

PETITION PERCENTAGE: 100

DEPARTMENT: 13 Public Works & Utilities

DIVISION: Engineering

RESOLUTION/ORDINANCE #: 13-

FUND: 480 Sewer Improvements N.I.

SUBFUND: 480 Sanitary Sewers N.I.

ENGINEERING REFERENCE #: 468-84883

COUNCIL DISTRICT: 05 Council District 5

DATE COUNCIL APPROVED: Oct 1, 2013

REQUEST DATE:

PROJECT #: 480041

PROJECT TITLE: Lat136, WLK to serve Huntington Park Addition

PROJECT DETAIL #: 01

PROJECT DETAIL DESCRIPTION: Lat136, WLK to serve Huntington Park Addition

OCA #: 744349

OCA TITLE: Lat136, WLK to serve Huntington Park Addition

PERSON COMPLETING FORM: Joni Chamberlain

PHONE #: 268-4548

PROJECT MANAGER: Julianne Kallman

PHONE #: 268-4236

☒ NEW BUDGET ☐ REVISED BUDGET

REVENUE

Object Level 3	Budget
9730 S.A. Bonds	\$30,000.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00

REVENUE TOTAL: \$30,000.00

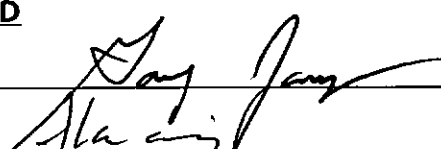
EXPENSE

Object Level 3	Budget
2999 Contractuals	\$30,000.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00

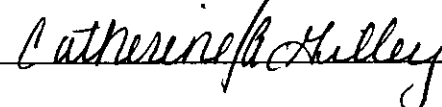
EXPENSE TOTAL: \$30,000.00

NOTES:

SIGNATURES REQUIRED

DIVISION HEAD: 

DEPARTMENT HEAD: 

BUDGET OFFICER: 

CITY MANAGER:

Print Form

DATE: 09/12/13

DATE: 9/12/13

DATE:

DATE:

RECEIVED

SEP 3 '13

SANITARY SEWER PETITION

To the Mayor and City Council Lat 136, WLK
Wichita, Kansas

CITY CLERK ~~4682~~ 84883
(Revised)

Dear Council Members:

1. We, the undersigned owners of record as below designated, of Lots, Parcels, and Tracts of real property described as follows:

PARCEL "A"

All of Lot 1, Huntington Park Addition, Wichita, Sedgwick County, Kansas TOGETHER WITH that part of Lot 2, Huntington Park Addition, Wichita, Sedgwick County, Kansas described as beginning at the southeast corner of said Lot 1, said point also being a common lot corner with said Lot 2; thence S03°44'55"E along the easterly line of said Lot 2, 80.00 feet; thence S86°15'05"W, 368.50 feet to a point on the westerly line of said Lot 2; thence N03°44'55"W, along the westerly line of said Lot 2, 251.33 feet to a deflection corner in the westerly line of said Lot 2; thence N56°40'12"E along the westerly line of said Lot 2, 41.14 feet to a point on the northerly line of said Lot 2, said line being a curve having a 50.00 foot radius; thence southeasterly, easterly, and northeasterly along said curve, also being the northerly line of said Lot 2, for an arc distance of 106.17 feet to a deflection corner in the northerly line of said Lot 2; thence S88°33'55"E along the northerly line of said Lot 2, 53.63 feet to a common lot corner of said Lots 1 and 2; thence S03°44'55"E along the common lot line of said Lots 1 and 2, 187.42 feet to a common lot corner of said Lots 1 and 2; thence N86°15'05"E along the common lot line of said Lots 1 and 2, 191.99 feet to the point of beginning.

PARCEL "B"

Lot 2, Huntington Park Addition, Wichita, Sedgwick County, Kansas; EXCEPT that part of Lot 2, Huntington Park Addition, Wichita, Sedgwick County, Kansas described as beginning at the southeast corner of said Lot 1, Huntington Park Addition, Wichita, Sedgwick County, Kansas, said point also being a common lot corner with said Lot 2; thence S03°44'55"E along the easterly line of said Lot 2, 80.00 feet; thence S86°15'05"W, 368.50 feet to a point on the westerly line of said Lot 2; thence N03°44'55"W, along the westerly line of said Lot 2, 251.33 feet to a deflection corner in the westerly line of said Lot 2; thence N56°40'12"E along the westerly line of said Lot 2, 41.14 feet to a point on the northerly line of said Lot 2, said line being a curve having a 50.00 foot radius; thence southeasterly, easterly, and northeasterly along said curve, also being the northerly line of said Lot 2, for an arc distance of 106.17 feet to a deflection corner in the northerly line of said Lot 2; thence S88°33'55"E along the northerly line of said Lot 2, 53.63 feet to a common lot corner of said Lots 1 and 2; thence S03°44'55"E along the common lot line of said Lots 1 and 2, 187.42 feet to a common lot corner of said Lots 1 and 2; thence N86°15'05"E along the common lot line of said Lots 1 and 2, 191.99 feet to the point of beginning; and EXCEPT that part of Lot 2, Huntington Park Addition, Wichita, Sedgwick County, Kansas described as follows: Beginning at the southeast corner of said Lot 2; thence S88°26'57"W along the south line of said Lot 2, 368.77 feet to the southwest corner of said Lot 2; thence N03°44'55"W along the west line of said Lot 2, 223.00 feet; thence N88°26'57"E parallel to said south line, 368.77 feet to a point on the east line of said Lot 2; thence S03°44'55"E along the east line of said Lot 2, 223.00 feet to the point of beginning.

do hereby petition pursuant to the provisions of K.S.A. 12-6a01 et seq., as follows:

- (a) That there be constructed a lateral sanitary sewer to serve the area described above, according to plans and specifications to be furnished by the City Engineer of the City of Wichita, Kansas.
- (b) That the estimated and probable cost of the improvements is Thirty Thousand Dollars (\$30,000.00) exclusive of the cost of interest on borrowed money, with 100 percent payable by the improvement district. Said estimated cost as above set forth may be increased to include temporary interest or finance costs incurred during the course of design and construction of the project, and also may be increased at the pro rata rate of one percent per month from and after June 1, 2013.
- (c) That the land or area above described be constituted as an improvement district against which shall be assessed 100 percent of the total actual cost of the improvements for which the improvement district is liable.

If this improvement is abandoned, altered and/or constructed privately in part or whole that precludes building this improvement under the authority of this petition, any costs that the City of Wichita incurs shall be assessed to the property described above in accordance with the terms of the petition. In addition, if the improvement is abandoned at any state during the design and/or construction of the improvement or if it is necessary for the City of Wichita to redesign, repair or reconstruct the improvement after its initial design and/or construction because the design or construction does not meet the requirements of the City, then such costs associated with the redesign, repair or reconstruction of said improvement shall be assessed to the property described above in accordance with the terms of this petition.

- (d) That the method of assessment of all costs of the improvements for which the improvement district is liable shall be on a fractional basis.

The fractional shares provided for herein have been determined on the basis of equal shares being assessed to lots or parcels of substantially comparable size and/or value: PARCEL "A" shall pay 53/100 of the total cost of the improvements; and PARCEL "B" shall pay 47/100 of the total cost of the improvements.

In the event all or part of the lots or parcels in the improvement district are replatted before assessments have been levied, the assessments against the replatted area shall be recalculated on the basis of the method of assessment set forth herein. Where the ownership of a single lot is or may be divided into two or more

parcels, the assessment to the lot so divided shall be assessed to each ownership or parcel on a square foot basis.

2. (a) It is requested that the improvement hereby petitioned be made without notice and hearing, which, but for this request, would be required by K.S.A. 12-6a04. This petition may be combined with other petitions of similar nature to form one public improvement project.
- (b) Signatures on this petition are made with full knowledge and understanding that said signatures constitute a waiver of the limitations contained in K.S.A. 13-1013, which appear to limit the assessment for a lateral sewer to not more than one lateral sewer.

3. That names may not be withdrawn from this petition by the signers thereof after the Governing Body commences consideration of the petition or later than seven (7) days after filing, whichever occurs first.

4. That when this petition has been filed with the City Clerk and it has been certified that the signatures thereon are according to the records of the Register of Deeds of Sedgwick County, Kansas, the petition may be found sufficient if signed by either (1) a majority of the resident owners of record of property liable for assessment under the proposal, or (2) the resident owners of record of more than one-half of the area liable for assessment under the proposal, or (3) the owners of record (whether resident or not) of more than one-half of the area liable for assessment under the proposal. The Governing Body is requested to proceed in the manner provided by statute to the end that the petitioned improvements may be expeditiously completed and placed in use if and when such improvements are necessary to serve any building that may be constructed on the real property after the date on this petition.

WITNESS our signatures attached with respect to each of which is indicated the property owned and the date of signing.

LEGAL DESCRIPTION

SIGNATURE

DATE


PARCEL "A"

West Wichita Venture Group, LLC

By: _____

PARCEL "B"

INTRUST Bank, N.A.

By: 
Daniel J. Eiler, Division Director

parcels, the assessment to the lot so divided shall be assessed to each ownership or parcel on a square foot basis.

2. (a) It is requested that the improvement hereby petitioned be made without notice and hearing, which, but for this request, would be required by K.S.A. 12-6a04. This petition may be combined with other petitions of similar nature to form one public improvement project.

- (b) Signatures on this petition are made with full knowledge and understanding that said signatures constitute a waiver of the limitations contained in K.S.A. 13-1013, which appear to limit the assessment for a lateral sewer to not more than one lateral sewer.

3. That names may not be withdrawn from this petition by the signers thereof after the Governing Body commences consideration of the petition or later than seven (7) days after filing, whichever occurs first.

4. That when this petition has been filed with the City Clerk and it has been certified that the signatures thereon are according to the records of the Register of Deeds of Sedgwick County, Kansas, the petition may be found sufficient if signed by either (1) a majority of the resident owners of record of property liable for assessment under the proposal; or (2) the resident owners of record of more than one-half of the area liable for assessment under the proposal; or (3) the owners of record (whether resident or not) of more than one-half of the area liable for assessment under the proposal. The Governing Body is requested to proceed in the manner provided by statute to the end that the petitioned improvements may be expeditiously completed and placed in use if and when such improvements are necessary to serve any building that may be constructed on the real property after the date on this petition.

WITNESS our signatures attached with respect to each of which is indicated the property owned and the date of signing.

LEGAL DESCRIPTION

SIGNATURE

DATE

PARCEL "A"

West Wichita Venture Group, LLC

By: Crystal Page

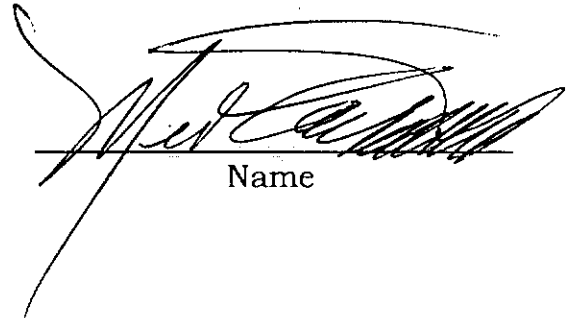
PARCEL "B"

INTRUST Bank, N.A.

By: _____
Daniel J. Eilert, Division Director

AFFIDAVIT

The undersigned, being first duly sworn on his oath, states: That he circulated the attached petition and the signatures thereon are the genuine signatures of the persons they support to be to the best of his knowledge and belief, being signed either in the presence of the undersigned or in the resident owners whose signatures appears on the petition.

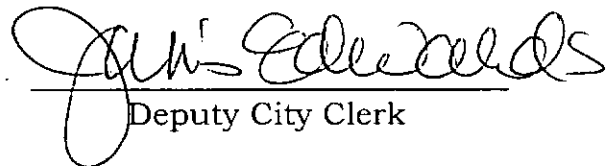

Name

Baughman Company, P.A.
315 Ellis, Wichita, KS 67211
Address

262-7271
Telephone No.

Sworn to and subscribed before me this 3 day of September
2013.




Deputy City Clerk

HUNTINGTON PARK ADDITION

Wichita, Sedgwick County, Kansas

SANITARY SEWER PETITION

Benefit District: (100 Fractions)

Parcel "A" (53 Fractions)

Parcel "B" (47 Fractions)

Cost Estimate:

Item	Quantity	Unit	Unit Price	Amount
8" Pipe	420	L.F.	\$30.00	\$12,600.00
Manhole	2	EA.	\$2,700.00	\$5,400.00
Stubs	1	EA.	\$150.00	\$150.00
Easement Grading	1	L.S.	\$1,200.00	\$1,200.00
Erosion Control	1	L.S.	\$500.00	\$500.00
Site Clearing and Restoration	1	L.S.	\$3,000.00	\$3,000.00
Subtotal				\$22,850.00
+ 30 % Design, Insp., & Administration				\$6,855.00
Total				\$29,705.00

Petition Amount \$30,000

Fractional Cost \$300

Average Monthly Assessment (Based on 15 years @ 4%)

Parcel A 53 Fractions \$118

Parcel B 47 Fractions \$104

\$

RECEIVED

SEP 05 2013

CITY-ENGINEERING

SANITARY SEWER PETITION

To the Mayor and City Council
Wichita, Kansas

Lot 134, WLK
468-84176
Revised

Dear Council Members:

1. The undersigned owner of record as below designated, of Lots, Parcels, and Tracts of real property described as follows:

PARCEL "C"

That part of Lot 2, Huntington Park Addition, Wichita, Sedgwick County, Kansas described as follows: Beginning at the southeast corner of said Lot 2; thence S88°26'57"W along the south line of said Lot 2, 368.77 feet to the southwest corner of said Lot 2; thence N03°44'55"W along the west line of said Lot 2, 223.00 feet; thence N88°26'57"E parallel to said south line, 368.77 feet to a point on the east line of said Lot 2; thence S03°44'55"E along the east line of said Lot 2, 223.00 feet to the point of beginning.

does hereby petition pursuant to the provisions of K.S.A. 12-6a01 et seq., as follows:

- (a) That there be constructed a lateral sanitary sewer to serve the area described above, according to plans and specifications to be furnished by the City Engineer of the City of Wichita, Kansas, but only if and when building permits are obtained for buildings on Parcel "C".
- (c) That the estimated and probable cost of the improvements is Nineteen Thousand Dollars (\$19,000.00) exclusive of the cost of interest on borrowed money, with 100 percent payable by the improvement district. Said estimated cost as above set forth may be increased to include temporary interest or finance costs incurred during the course of design and construction of the project, and also may be increased at the pro rata rate of one percent per month from and after September 1, 2013.
- (d) That the land or area above described be constituted as an improvement district against which shall be assessed 100 percent of the total actual cost of the improvements for which the improvement district is liable.

If this improvement is abandoned, altered and/or constructed privately in part or whole that precludes building this improvement under the authority of this petition, any costs that the City of Wichita incurs shall be assessed to the property described above in accordance with the terms of the petition. In addition, if the improvement is abandoned at any state during the design and/or construction of the improvement or if it is necessary for the City of Wichita to redesign, repair or reconstruct the improvement after its initial design and/or construction because the design or construction does not meet the requirements of the City, then such costs

associated with the redesign, repair or reconstruction of said improvement shall be assessed to the property described above in accordance with the terms of this petition.

- (e) That the method of assessment of all costs of the improvements for which the improvement district is liable shall be on a fractional basis.

The fractional shares provided for herein have been determined on the basis of equal shares being assessed to lots or parcels of substantially comparable size and/or value: PARCEL "C" shall pay 100 percent of the total cost of the improvements.

In the event all or part of the lots or parcels in the improvement district are replatted before assessments have been levied, the assessments against the replatted area shall be recalculated on the basis of the method of assessment set forth herein. Where the ownership of a single lot is or may be divided into two or more parcels, the assessment to the lot so divided shall be assessed to each ownership or parcel on a square foot basis.

- 2. (a) It is requested that the improvement hereby petitioned be made without notice and hearing, which, but for this request, would be required by K.S.A. 12-6a04. This petition may be combined with other petitions of similar nature to form one public improvement project.
- (b) Signatures on this petition are made with full knowledge and understanding that said signatures constitute a waiver of the limitations contained in K.S.A. 13-1013, which appear to limit the assessment for a lateral sewer to not more than one lateral sewer.

3. That names may not be withdrawn from this petition by the signers thereof after the Governing Body commences consideration of the petition or later than seven (7) days after filing, whichever occurs first.

4. That when this petition has been filed with the City Clerk and it has been certified that the signatures thereon are according to the records of the Register of Deeds of Sedgwick County, Kansas, the petition may be found sufficient if signed by either (1) a majority of the resident owners of record of property liable for assessment under the proposal, or (2) the resident owners of record of more than one-half of the area liable for assessment under the proposal, or (3) the owners of record (whether resident or not) of more than one-half of the area liable for assessment under the proposal. The Governing Body is requested to proceed in the manner provided by statute to the end that the petitioned improvements may be expeditiously completed and placed in use only if and when such improvements are necessary to serve any building that may be constructed on the real property after the date on this petition, and that no assessments relating to this Petition be levied against the Parcel until building permits for any such improvements are submitted for approval by the jurisdictional authority.

WITNESS our signatures attached with respect to each of which is indicated the property owned and the date of signing.

LEGAL DESCRIPTION	SIGNATURE	DATE
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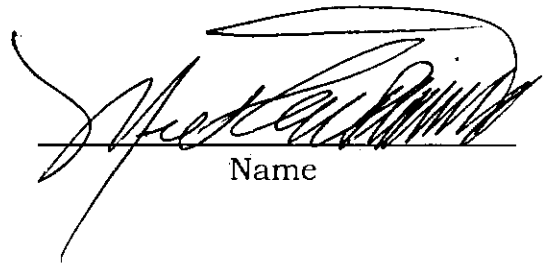
PARCEL "C"

Dave Vander Griend Revocable Trust
dated April 23, 2003

By: 
Dave Vander Griend, Sole Trustee

AFFIDAVIT

The undersigned, being first duly sworn on his oath, states: That he circulated the attached petition and the signatures thereon are the genuine signatures of the persons they support to be to the best of his knowledge and belief, being signed either in the presence of the undersigned or in the resident owners whose signatures appears on the petition.


Name

Baughman Company, P.A.
315 Ellis, Wichita, KS 67211
Address

262-7271
Telephone No.

Sworn to and subscribed before me this 3 day of September
2013.




Deputy City Clerk

HUNTINGTON PARK ADDITION

Wichita, Sedgwick County, Kansas

SANITARY SEWER PETITION

Benefit District:

Parcel "C"

Cost Estimate:

Item	Quantity	Unit	Unit Price	Amount
8" Pipe	230	L.F.	\$30.00	\$6,900.00
Manhole	1	EA.	\$2,700.00	\$2,700.00
Stubs	1	EA.	\$150.00	\$150.00
Easement Grading	1	L.S.	\$1,200.00	\$1,200.00
Erosion Control	1	L.S.	\$500.00	\$500.00
Site Clearing and Restoration	1	L.S.	\$3,000.00	\$3,000.00
Subtotal				\$14,450.00
+ 30 % Design, Insp., & Administration				\$4,335.00
Total				\$18,785.00

Petition Amount

\$19,000

Average Monthly Assessment

\$141 (Based on 15 years @ 4%)

City of Wichita
City Council Meeting
October 1, 2013

TO: Mayor and City Council

SUBJECT: Improvements to Serve Legacy Third Addition (District IV)

INITIATED BY: Department of Public Works & Utilities

AGENDA: Consent

Recommendation: Approve the petitions and adopt the resolutions.

Background: On March 13, 2007, the City Council approved a petition for paving improvements to serve Legacy Third Addition. The developer has submitted a new petition to re-phase the construction of infrastructure within the addition to reflect current market conditions. A petition for water improvements has been submitted as well. The signatures on the petitions represent 100% of the improvement district and the petitions are valid per Kansas Statute.

Analysis: The project will provide water and paving improvements required for a new residential development located north of 47th Street South, west of Meridian.

Financial Considerations: The original paving petition total was \$604,000. The revised paving petition total is \$247,000, and the water petition total is \$26,000. The funding source for both improvements is special assessments.

Legal Considerations: The Law Department has reviewed and approved the petitions and resolutions as to form.

Recommendations/Actions: It is recommended that the City Council approve the petitions, adopt the resolutions, and authorize the necessary signatures.

Attachments: Map, budget sheets, petitions, and resolutions.

First Published in the Wichita Eagle on September 27, 2013

RESOLUTION NO. 13-187

RESOLUTION OF FINDINGS OF ADVISABILITY AND RESOLUTION AUTHORIZING THE IMPROVEMENT OF **WATER DISTRIBUTION SYSTEM NUMBER 448-90595 (NORTH OF 47TH STREET SOUTH, WEST OF MERIDIAN)** IN THE CITY OF WICHITA, KANSAS, PURSUANT TO FINDINGS OF ADVISABILITY MADE BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS, THAT THE FOLLOWING FINDINGS AS TO THE ADVISABILITY OF IMPROVING **WATER DISTRIBUTION SYSTEM NUMBER 448-90595 (NORTH OF 47TH STREET SOUTH, WEST OF MERIDIAN)** IN THE CITY OF WICHITA, KANSAS, ARE HEREBY MADE TO-WIT:

SECTION 1. That it is necessary and in the public interest to improve **Water Distribution System Number 448-90595 (north of 47th Street South, west of Meridian)**.

SECTION 2. That the cost of said improvements provided for in Section 1 hereof is estimated to be **Twenty-Six Thousand Dollars (\$26,000)** exclusive of the cost of interest on borrowed money, with **100** percent payable by the improvement district. Said estimated cost as above set forth is hereby increased at the pro-rata rate of 1 percent per month from and after **April 1, 2013**, exclusive of the costs of temporary financing.

SECTION 3. That all costs of said improvements attributable to the improvement district, when ascertained, shall be assessed against the land lying within the improvement district described as follows:

LEGACY 3RD ADDITION

Lots 10 through 19, Block 3
Lots 1 through 6, Block 5
Lots 7 through 12, Block 6

SECTION 4. That the method of apportioning all costs of said improvements attributable to the improvement district to the owners of land liable for assessment therefore shall be on a **fractional** basis.

That the following tracts and lots in LEGACY 3RD ADDITION, Wichita, Sedgwick County, Kansas shall each pay 1/22 of the total cost of the improvement district:

LEGACY 3RD ADDITION

Lots 10 through 19, Block 3
Lots 1 through 6, Block 5
Lots 7 through 12, Block 6

Where the ownership of a single lot is or may be divided into two or more parcels, the assessment to the lot so divided shall be assessed to each ownership or parcel on a square foot basis.

SECTION 5. That payment of said assessments may indefinitely be deferred as against those property owners eligible for such deferral available through the Special Assessment Deferral Program.

SECTION 6. That the City Engineer shall prepare plans and specifications for said improvement and a preliminary estimate of cost therefore, which plans, specifications, and a preliminary estimate of cost shall be presented to this Body for its approval.

SECTION 7. Whereas, the Governing Body of the City, upon examination thereof, considered, found and determined the Petition to be sufficient, having been signed by the owners of record, whether resident or not, of more than Fifty Percent (50%) of the property liable for assessment

for the costs of the improvement requested thereby; the advisability of the improvements set forth above is hereby established as authorized by K.S.A. 12-6a01 et seq., as amended.

SECTION 8. Be it further resolved that the above described improvement is hereby authorized and declared to be necessary in accordance with the findings of the Governing Body as set out in this resolution.

SECTION 9. That the City Clerk shall make proper publication of this resolution, which shall be published once in the official City paper and which shall be effective from and after said publication.

PASSED by the governing body of the City of Wichita, Kansas, this 24 day of September, 2013.

CARL BREWER, MAYOR

ATTEST:

KAREN SUBLETT, CITY CLERK
(SEAL)

APPROVED AS TO FORM:

GARY E. REBENSTORF,
DIRECTOR OF LAW

First Published in the Wichita Eagle on September 27, 2013

RESOLUTION NO. 13-188

RESOLUTION OF FINDINGS OF ADVISABILITY AND RESOLUTION AUTHORIZING CONSTRUCTING PAVEMENT ON **CUSTER** FROM THE NORTH LINE OF 44TH STREET SOUTH TO THE NORTH LINE OF LOT 1, BLOCK 5, **CUSTER CIRCLE** FROM THE SOUTH LINE OF 44TH STREET SOUTH TO AND INCLUDING THE CUL-DE-SAC AND **44TH STREET SOUTH** FROM THE WEST LINE OF LOT 6, BLOCK 6 TO THE EAST LINE OF LOT 7, BLOCK 5, LEGACY 3RD ADDITION (NORTH OF 47TH ST. SOUTH, WEST OF MERIDIAN) 472-84539 IN THE CITY OF WICHITA, KANSAS, PURSUANT TO FINDINGS OF ADVISABILITY MADE BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS, THAT THE FOLLOWING FINDINGS AS TO THE ADVISABILITY OF AUTHORIZING CONSTRUCTING PAVEMENT ON **CUSTER** FROM THE NORTH LINE OF 44TH STREET SOUTH TO THE NORTH LINE OF LOT 1, BLOCK 5, **CUSTER CIRCLE** FROM THE SOUTH LINE OF 44TH STREET SOUTH TO AND INCLUDING THE CUL-DE-SAC AND **44TH STREET SOUTH** FROM THE WEST LINE OF LOT 6, BLOCK 6 TO THE EAST LINE OF LOT 7, BLOCK 5, LEGACY 3RD ADDITION (NORTH OF 47TH ST. SOUTH, WEST OF MERIDIAN) 472-84539 IN THE CITY OF WICHITA, KANSAS, ARE HEREBY MADE TO-WIT:

SECTION 1. That Resolution No. 07-197 adopted on March 13, 2007 is hereby rescinded.

SECTION 2. That it is necessary and in the public interest to authorize constructing pavement on **Custer** from the north line of 44th Street South to the north line of Lot 1, Block 5, **Custer Circle** from the south line of 44th Street South to and including the cul-de-sac and **44th Street South** from the west line of Lot 6, Block 6 to the east line of Lot 7, Block 5, Legacy 3rd Addition (north of 47th Street South, west of Meridian) 472-84539.

Said pavement shall be constructed of the material in accordance with plans and specifications provided by the City Engineer.

SECTION 3. That the cost of said improvements provided for in Section 2 hereof is estimated to **Two Hundred Forty-Seven Thousand Dollars (\$247,000)** exclusive of the cost of interest on borrowed money, with 100 percent payable by the improvement district. Said estimated cost as above set forth is hereby increased at the pro-rata rate of 1 percent per month from and after **April 1, 2013** exclusive of the costs of temporary financing.

SECTION 4. That all costs of said improvements attributable to the improvement district, when ascertained, shall be assessed against the land lying within the improvement district described as follows:

LEGACY 3RD ADDITION

Lots 10 through 19, Block 3

Lots 1 through 6, Block 5

Lots 7 through 12, Block 6

SECTION 5. That the method of apportioning all costs of said improvements attributable to the improvement district to the owners of land liable for assessment therefore shall be on a **fractional** basis.

That the method of assessment of all costs of the improvement for which the improvement district shall be liable on a fractional basis: That the following lots and tracts in Legacy 3rd Addition, Wichita, Sedgwick County, Kansas shall each pay 1/22 of the total cost of the improvement district:

LEGACY 3RD ADDITION

Lots 10 through 19, Block 3

Lots 1 through 6, Block 5

Lots 7 through 12, Block 6

Where the ownership of a single lot is or may be divided into two or more parcels, the assessment to the lot so divided shall be assessed to each ownership or parcel on a square foot basis. Except when driveways are requested to serve a particular tract, lot, or parcel, the cost of said driveway shall be in addition to the assessment to said tract, lot, or parcel and shall be in addition to the assessment for other improvements.

SECTION 6. That payment of said assessments may indefinitely be deferred as against those property owners eligible for such deferral available through the Special Assessment Deferral Program.

SECTION 7. That the City Engineer shall prepare plans and specifications for said improvement and a preliminary estimate of cost therefore, which plans, specifications, and a preliminary estimate of cost shall be presented to this Body for its approval.

SECTION 8. Whereas, the Governing Body of the City, upon examination thereof, considered, found and determined the Petition to be sufficient, having been signed by the owners of record, whether resident or not, of more than Fifty Percent (50%) of the property liable for assessment for the costs of the improvement requested thereby; the advisability of the improvements set forth above is hereby established as authorized by K.S.A. 12-6a01 et seq., as amended.

SECTION 9. Be it further resolved that the above-described improvement is hereby authorized and declared to be necessary in accordance with the findings of the Governing Body as set out in this resolution.

SECTION 10. That the City Clerk shall make proper publication of this resolution, which shall be published once in the official City paper and which shall be effective from and after said publication.

APPROVED by the governing body of the City Wichita Kansas, this 24th day of September, 2013.

CARL BREWER, MAYOR

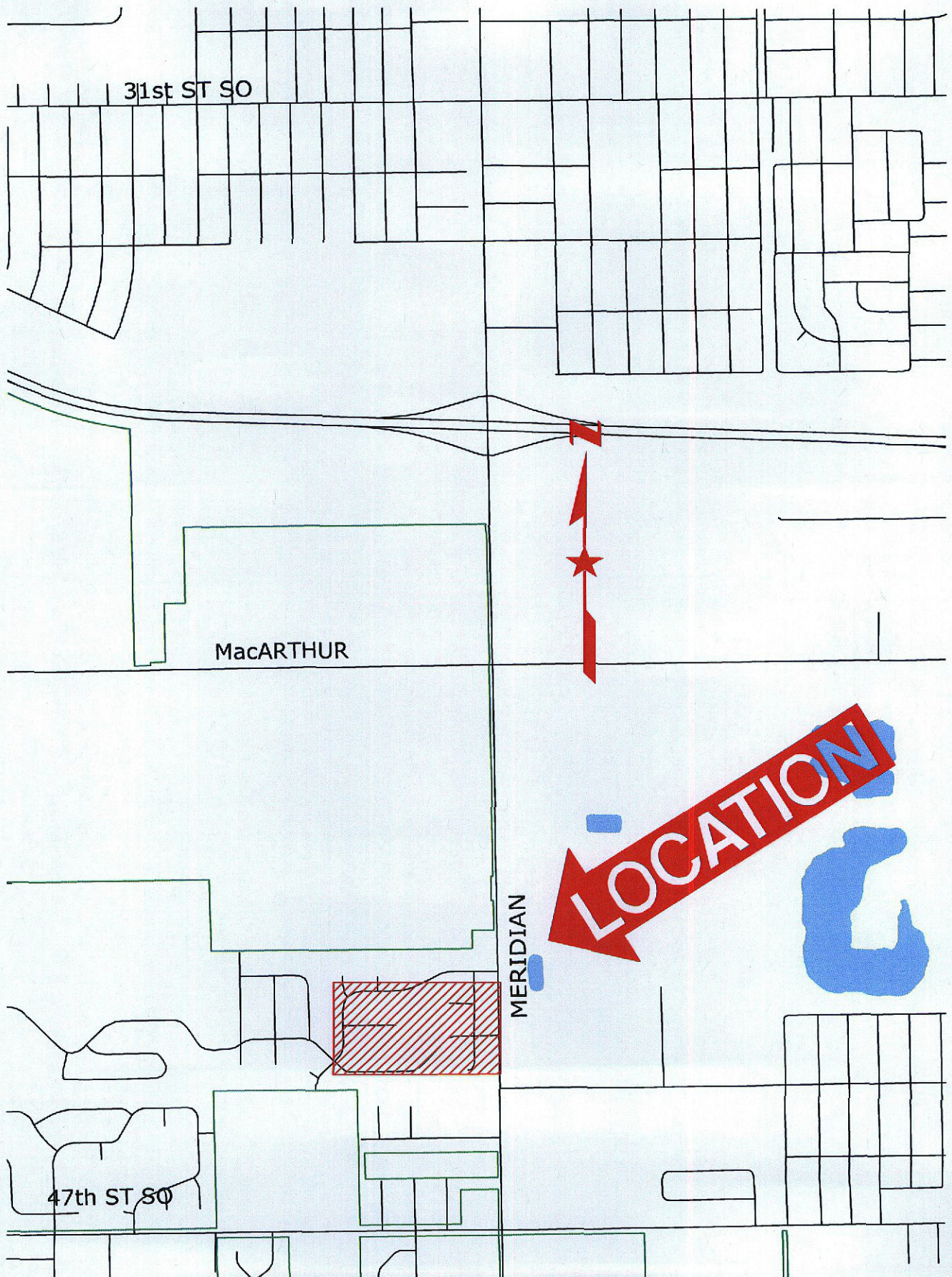
ATTEST:

KAREN SUBLETT, CITY CLERK

(SEAL)

APPROVED AS TO FORM:

GARY E. REBENSTORF
DIRECTOR OF LAW



Project Request

☐ CIP ☒ Non-CIP

☒ NEIGHBORHOOD IMPROVEMENT

☐ ORDERED BY WCC

☒ PETITION

PETITION PERCENTAGE: 100

DEPARTMENT: 13 Public Works & Utilities

DIVISION: Engineering

RESOLUTION/ORDINANCE #: 13-

ENGINEERING REFERENCE #: 448-90595

FUND: 470 Water Improvements N.I.

COUNCIL DISTRICT: 04 Council District 4

DATE COUNCIL APPROVED: Oct 1, 2013

REQUEST DATE:

PROJECT #:

PROJECT TITLE: WDS to serve Legacy 3rd Addition

PROJECT DETAIL #: 01

PROJECT DETAIL DESCRIPTION: WDS to serve Legacy 3rd Addition

OCA #:

OCA TITLE: WDS to serve Legacy 3rd Addition

PERSON COMPLETING FORM: Joni Chamberlain

PHONE #: 268-4548

PROJECT MANAGER: Julianne Kallman

PHONE #: 268-4236

☒ NEW BUDGET

☐ REVISED BUDGET

REVENUE

Object Level 3	Budget
9730 S.A. Bonds	\$26,000.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00

REVENUE TOTAL: \$26,000.00

EXPENSE

Object Level 3	Budget
2999 Contractuals	\$26,000.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00

EXPENSE TOTAL: \$26,000.00

NOTES: HOLD FOR LOC

SIGNATURES REQUIRED

DIVISION HEAD:

DEPARTMENT HEAD:

BUDGET OFFICER:

CITY MANAGER:

Print Form

DATE:

DATE:

DATE:

DATE:

Project Request

☐ CIP ☒ Non-CIP

☒ NEIGHBORHOOD IMPROVEMENT

☐ ORDERED BY WCC

☒ PETITION

PETITION PERCENTAGE: 100

DEPARTMENT: 13 Public Works & Utilities

DIVISION: Engineering

RESOLUTION/ORDINANCE #: 13-

FUND: 400 Street Improvements

SUBFUND: 490 Paving N.I.

ENGINEERING REFERENCE #: 472-84539

COUNCIL DISTRICT: 04 Council District 4

DATE COUNCIL APPROVED: Oct 1, 2013

REQUEST DATE:

PROJECT #:

PROJECT TITLE: 44th St S to serve Legacy 3rd Addition

PROJECT DETAIL #: 01

PROJECT DETAIL DESCRIPTION: 44th St S to serve Legacy 3rd Addition

OCA #:

OCA TITLE: 44th St S to serve Legacy 3rd Addition

PERSON COMPLETING FORM: Joni Chamberlain

PHONE #: 268-4548

PROJECT MANAGER: Julianne Kallman

PHONE #: 268-4236

☒ NEW BUDGET

☐ REVISED BUDGET

REVENUE

Object Level 3	Budget
9730 S.A. Bonds	\$247,000.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00

REVENUE TOTAL: \$247,000.00

EXPENSE

Object Level 3	Budget
2999 Contractuals	\$247,000.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00

EXPENSE TOTAL: \$247,000.00

NOTES: HOLD FOR LOC

SIGNATURES REQUIRED

DIVISION HEAD:

DEPARTMENT HEAD:

BUDGET OFFICER:

CITY MANAGER:

Print Form

DATE:

DATE:

DATE:

DATE:

4
RECEIVED

APR 25 '13

PHASE 2 WATER DISTRIBUTION SYSTEM PETITION

CITY CLERK OFFICE

To the Mayor and City Council
Wichita, Kansas

Dear Council Members:

1. We, the undersigned owners of record as below designated, of Lots, Parcels, and Tracts of real property described as follows:

LEGACY 3RD ADDITION

448-90595

Lots 10 – 19, Block 3

Lots 1 – 6, Block 5

Lots 7 – 12, Block 6

do hereby petition, pursuant to the provisions of K.S.A. 12-6a01 et seq., as amended, as follows:

- (a) That there be constructed a water distribution system, including necessary water mains, pipes, valves, hydrants, meters and appurtenances to serve the area described above, according to plans and specifications to be furnished by the City Engineer of the City of Wichita, Kansas.
- (b) That the estimated and probable cost of the foregoing improvements being Thirty Nine Thousand Dollars (\$26,000.00) exclusive of the cost of interest on borrowed money, with 100 percent payable by the improvement district. Said estimated cost as above setforth is hereby increased at the pro rata rate of 1 percent per month from and after April 1, 2013.
- (c) That the land or area above described be constituted as an improvement district against which shall be assessed 100 percent of the total actual cost of the improvement for which the improvement district is liable.

If this improvement is abandoned, altered and/or constructed privately in part or whole that precludes building this improvement under the authority of this petition, any costs that the City of Wichita incurs shall be assessed to the property described above in accordance with the terms of the petition. In addition, if the improvement is abandoned at any state during the design and/or construction of the improvement or if it is necessary for the City of Wichita to redesign, repair or reconstruct the improvement after its initial design and/or construction because the design or construction does not meet the requirements of the City, then such costs associated with the redesign, repair or reconstruction of said improvement shall be assessed to the property described above in accordance with the terms of this petition.

- (d) That the method of assessment of all costs of the improvement for which the improvement district shall be liable shall be on a fractional basis:

That the following tracts and lots in Legacy 3rd Addition, Wichita, Sedgwick County, Kansas shall each pay 1/22 of the total cost of the improvement district:

LEGACY 3RD ADDITION

Lots 10 – 19, Block 3

Lots 1 – 6, Block 5

Lots 7 – 12, Block 6

Where the ownership of a single lot is or may be divided into two or more parcels, the assessment to the lot so divided shall be assessed to each ownership or parcel on a square foot basis.

2. It is requested that the improvement hereby petitioned be made without notice and hearing, which, but for this request, would be required by K.S.A. 12-6a04.

3. That names may not be withdrawn from this petition by the signers thereof after the Governing Body commences consideration of the petition or later than seven (7) days after filing, whichever occurs first.

4. That when this petition has been filed with the City Clerk and it has been certified that the signatures thereon are according to the records of the Register of Deeds of Sedgwick County, Kansas, the petition may be found sufficient if signed by either (1) a majority of the resident owners of record of property liable for assessment under the proposal, or (2) the resident owners of record of more than one-half of the area liable for assessment under the proposal, or (3) the owners of record (whether resident or not) of more than one-half of the area liable for assessment under the proposal. The Governing Body is requested to proceed in the manner provided by statute to the end that the petitioned improvements may be expeditiously completed and placed in use.

WITNESS our signatures attached with respect to each of which is indicated the property owned and the date of signing.

LEGAL DESCRIPTION	SIGNATURE	DATE
-------------------	-----------	------

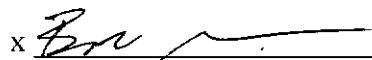
LEGACY 3RD ADDITION

Lots 10 – 19, Block 3

Lots 1 – 6, Block 5

Lots 7 – 12, Block 6

x 
Russell Relph, Partner, BCAM LLC

x 
Bob Armstrong, Partner, BCAM LLC

AFFIDAVIT

The undersigned, being first duly sworn on his oath, states: That he circulated the attached petition and that the signatures thereon are the genuine signatures of the persons they purport to be to the best of his knowledge and belief.

Chris Bolun

Name

924 N. Main
Address Wichita, KS 67203

316-264-8008
Telephone Number

Sworn to and subscribed before me this 25 day of April, 2013.



Jim Edwards
Deputy City Clerk

\$

RECEIVED

APR 25 '13

CITY CLERK OFFICE

PHASE 2 PAVING PETITION

To the Mayor and City Council
Wichita, Kansas

Dear Council Members:

1. We, the undersigned owners of record as below designated, of Lots, Parcels, and Tracts of real property described as follows:

LEGACY 3RD ADDITION

revises:

472-84539

Lots 10 – 19, Block 3
Lots 1 – 6, Block 5
Lots 7 – 12, Block 6

do hereby petition, pursuant to the provisions of K.S.A. 12-6a01 et seq., as amended, as follows:

- (a) That there be constructed pavement on **CUSTER** from the north line of 44th Street South to the north line of Lot 1, Block 5, **CUSTER CIRCLE** from the south line of 44th Street South to and including cul-de-sac and 44th **STREET SOUTH** from the west line of Lot 6, Block 6 to the east line of Lot 7, Block 5, Legacy 3rd Addition;

That said pavement between aforesaid limits be constructed with plans and specifications to be furnished by the City Engineer of the City of Wichita, Kansas. Drainage is to be installed where necessary, and sidewalks to be constructed on one side of all through, non cul-de-sac streets.

- (b) That the estimated and probable cost of the foregoing improvement being Two Hundred Forty Seven Thousand Dollars (\$247,000.00), exclusive of the cost of interest on borrowed money, with 100 percent payable by the improvement district. Said estimated cost as above setforth is hereby increased at a pro rata of 1 percent per month from and after April 1, 2013.
- (c) That the land or area above described be constituted as an improvement district against which shall be assessed 100 percent of the total actual cost of the improvement for which the improvement district is liable.

If this improvement is abandoned, altered and/or constructed privately in part or whole that precludes building this improvement under the authority of this petition, any costs that the City of Wichita incurs shall be assessed to the property described above in accordance with the terms of the petition. In addition, if the improvement is abandoned at any state during the design and/or construction of the improvement or if it is necessary for the City of Wichita to

redesign, repair or reconstruct the improvement after its initial design and/or construction because the design or construction does not meet the requirements of the City, then such costs associated with the redesign, repair or reconstruction of said improvement shall be assessed to the property described above in accordance with the terms of this petition.

- (d) That the method of assessment of all costs of the improvement for which the improvement district shall be liable shall be on a fractional basis:

That the following lots and tracts in Legacy 3rd Addition, Wichita, Sedgwick County, Kansas shall each pay 1/22 of the total cost of the improvement district:

LEGACY 3RD ADDITION PHASE 2

Lots 10 – 19, Block 3

Lots 1 – 6, Block 5

Lots 7 – 12, Block 6

Where the ownership of a single lot or tract is or may be divided into two or more parcels, the assessment to the lot or tract so divided shall be assessed to each ownership or parcel on a square foot basis.

Except when driveways are requested to serve a particular tract, lot, or parcel, the cost of said driveway shall be in addition to the assessment to said tract, lot, or parcel and shall be in addition to the assessment for other improvements. Where the ownership of a single lot is or may be divided into two or more parcels, the assessment to the lot so divided shall be assessed to each ownership or parcel on a square foot basis.

2. It is requested that the improvements hereby petitioned be made without notice and hearing, which but for this request, would be required by K.S.A. 12-6a04.

3. That names may not be withdrawn from this petition by the signers thereof after the Governing body commences consideration of the petition or later than seven (7) days after filing, whichever comes first.

4. That when this petition has been filed with the City Clerk and it has been certified that the signatures thereon are according to the records of the Register of Deeds of Sedgwick County, Kansas, the petition may be found sufficient if signed by either (1) a majority of the resident owners of record of property liable for assessment under the proposal, or (2) the resident owners of record of more than one-half of the area liable for assessment under the proposal, or (3) the owners of record (whether resident or not) of more than one-half of the area liable for assessment under the proposal. The Governing Body is requested to proceed in the manner provided by statute to the end that the petitioned improvements may be expeditiously completed and placed in use.

WITNESS our signatures attached with respect to each of which is indicated the property owned and the date of signing.

LEGAL DESCRIPTION	SIGNATURE	DATE
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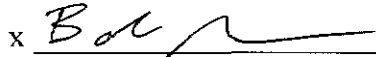
LEGACY 3RD ADDITION PHASE 2

Lots 10 – 19, Block 3

Lots 1 – 6, Block 5

Lots 7 – 12, Block 6

x 
Russell Relph, Partner, BCAM LLC

x 
Bob Armstrong, Partner, BCAM LLC

AFFIDAVIT

The undersigned, being first duly sworn on his oath, states: That he circulated the attached petition and that the signatures thereon are the genuine signatures of the persons they purport to be to the best of his knowledge and belief.

Chris Bolun
Name

924 N. Main
Address Wichita, KS 67203

316-264-8008
Telephone Number

Sworn to and subscribed before me this 25 day of April, 2013



Jim Edwards
Deputy City Clerk

City of Wichita
City Council Meeting
October 1, 2013

TO: Mayor and City Council

SUBJECT: Petition for Water Improvements to Serve an Unplatted Tract on 135th Street West (District V)

INITIATED BY: Department of Public Works & Utilities

AGENDA: Consent

Recommendation: Approve the petition and adopt the amending resolution.

Background: On June 11, 2013, the City Council approved a petition for water improvements to serve an unplatted tract on 135th Street West. The water improvements in this petition are being integrated with the reconstruction of 135th Street West from Kellogg to Onewood. Construction bids were opened on August 23, 2013. The waterline items within the paving contract exceeded the budget set by the original petition. The developer has submitted a new petition with an increased budget to cover the additional cost. The signatures on the petition represent 100% of the improvement district and the petition is valid per Kansas Statute.

Analysis: The project will provide water distribution service required for a future residential development located north of Kellogg, west of 135th Street West. Approving the petition prior to the development of the unplatted tract allows the project to be integrated with the 135th Street improvements, saving future cost, rework, and service interruption.

Financial Considerations: The existing petition totals \$8,200. The revised petition totals \$11,100. The funding source for the water improvements is special assessments.

Legal Considerations: The Law Department has reviewed and approved the petition and resolution as to form.

Recommendations/Actions: It is recommended that the City Council approve the petition, adopt the amending resolution, and authorize the necessary signatures.

Attachments: Map, budget sheet, petition, and resolution.

First Published in the Wichita Eagle on September 27, 2013

RESOLUTION NO. 13-189

RESOLUTION OF FINDINGS OF ADVISABILITY AND RESOLUTION AUTHORIZING THE IMPROVEMENT OF **WATER DISTRIBUTION SYSTEM NUMBER 448-90596 (NORTH OF KELLOGG, WEST OF 135TH ST. WEST)** IN THE CITY OF WICHITA, KANSAS, PURSUANT TO FINDINGS OF ADVISABILITY MADE BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS, THAT THE FOLLOWING FINDINGS AS TO THE ADVISABILITY OF IMPROVING FINDINGS OF ADVISABILITY AND RESOLUTION AUTHORIZING THE IMPROVEMENT OF **WATER DISTRIBUTION SYSTEM NUMBER 448-90596 (NORTH OF KELLOGG, WEST OF 135TH ST. WEST)** IN THE CITY OF WICHITA, KANSAS, ARE HEREBY MADE TO-WIT:

SECTION 1. That Resolution **No. 13-109** adopted on **June 11, 2013** is hereby rescinded.

SECTION 2. That it is necessary and in the public interest to improve **Water Distribution System Number 448-90596 (north of Kellogg, west of 135th St. West)**.

SECTION 3. That the cost of said improvements provided for in Section 2 hereof is estimated to be **Eleven Thousand One Hundred Dollars (\$11,100)** exclusive of the cost of interest on borrowed money, with **100** percent payable by the improvement district. Said estimated cost as above set forth is hereby increased at the pro-rata rate of 1 percent per month from and after **May 1, 2013**, exclusive of the costs of temporary financing.

SECTION 4. That all costs of said improvements attributable to the improvement district, when ascertained, shall be assessed against the land lying within the improvement district described as follows:

UNPLATTED TRACT

Beginning at the Northeast corner of the southeast Quarter of Section 26, Township 27 South, Range 2 West; thence West 60 rods; then South 40 rods; thence East 60 rods; thence North 40 rods to beginning, Sedgwick County, Kansas; EXCEPT the East 50 feet thereof deeded to the City of Wichita, Kansas

SECTION 5. That the method of apportioning all costs of said improvements attributable to the improvement district to the owners of land liable for assessment therefore shall be on a **square foot** basis.

In the event all or part of the lots or parcels in the improvement district are replatted before assessments have been levied, the assessments against the replatted area shall be recalculated on the basis of the method of assessment set forth herein. Where the ownership of a single lot is or may be divided into two or more parcels, the assessment to the lot so divided shall be assessed to each ownership or parcel on a square foot basis.

SECTION 6. That payment of said assessments may indefinitely be deferred as against those property owners eligible for such deferral available through the Special Assessment Deferral Program.

SECTION 7. That the City Engineer shall prepare plans and specifications for said improvement and a preliminary estimate of cost therefore, which plans, specifications, and a preliminary estimate of cost shall be presented to this Body for its approval.

SECTION 8. Whereas, the Governing Body of the City, upon examination thereof, considered, found and determined the Petition to be sufficient, having been signed by the owners of record, whether resident or not, of more than Fifty Percent (50%) of the property liable for assessment for the costs of the improvement requested thereby; the advisability of the improvements set forth above is hereby established as authorized by K.S.A. 12-6a01 et seq., as amended.

SECTION 9. Be it further resolved that the above described improvement is hereby authorized and declared to be necessary in accordance with the findings of the Governing Body as set out in this resolution.

SECTION 10. That the City Clerk shall make proper publication of this resolution, which shall be published once in the official City paper and which shall be effective from and after said publication.

PASSED by the governing body of the City of Wichita, Kansas, this 24th day of September, 2013.

CARL BREWER, MAYOR

ATTEST:

KAREN SUBLETT, CITY CLERK
(SEAL)

APPROVED AS TO FORM:

GARY E. REBENSTORF,

DIRECTOR OF LAW



Project Request

☐ CIP ☒ Non-CIP

☒ NEIGHBORHOOD IMPROVEMENT

☐ ORDERED BY WCC

☒ PETITION

PETITION PERCENTAGE: 100

DEPARTMENT: 13 Public Works & Utilities

DIVISION: Engineering

RESOLUTION/ORDINANCE #: 13-

ENGINEERING REFERENCE #: 448-90596

FUND: 470 Water Improvements N.I.

COUNCIL DISTRICT: 05 Council District 5

DATE COUNCIL APPROVED: Oct 1, 2013

REQUEST DATE:

PROJECT #: 470163

PROJECT TITLE: WDS to serve an Unplatted Tract on 135th Street West

PROJECT DETAIL #: 01

PROJECT DETAIL DESCRIPTION: WDS to serve an Unplatted Tract on 135th Street West

OCA #: 735490

OCA TITLE: WDS to serve an Unplatted Tract on 135th Street West

PERSON COMPLETING FORM: Joni Chamberlain

PHONE #: 268-4548

PROJECT MANAGER: Julianne Kallman

PHONE #: 268-4236

☐ NEW BUDGET

☒ REVISED BUDGET

Revenue Object Level 3

	Original Budget	Adjustment	New Budget
9730 S.A. Bonds	\$8,200.00	\$2,900.00	\$11,100.00
	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00
	\$8,200.00	\$2,900.00	\$11,100.00

Expense Object Level 3

2999 Contractuals	\$8,200.00	\$2,900.00	\$11,100.00
	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00
	\$0.00	\$0.00	\$0.00
Total Expense:	\$8,200.00	\$2,900.00	\$11,100.00

NOTES:

SIGNATURES REQUIRED

Print Form

DIVISION HEAD: _____

DATE: _____

DEPARTMENT HEAD: _____

DATE: _____

BUDGET OFFICER: _____

DATE: _____

CITY MANAGER: _____

DATE: _____

RECEIVED

SEP 13 '13

WATER DISTRIBUTION SYSTEM PETITION

CITY CLERK OFFICE

To the Mayor and City Council
Wichita, Kansas

448-90596

Dear Council Members:

1. We, the undersigned owners of record as below designated, of Lots, Parcels, and Tracts of real property described as follows:

UNPLATTED TRACT

Beginning at the Northeast corner of the southeast Quarter of Section 26, Township 27 South, Range 2 West; thence West 60 rods; then South 40 rods; thence East 60 rods; thence North 40 rods to beginning, Sedgwick County, Kansas; EXCEPT the East 50 feet thereof deeded to the City of Wichita, Kansas.

do hereby petition, pursuant to the provisions of K.S.A. 12-6a01 et seq., as amended, as follows:

- (a) That there be constructed a water distribution system including necessary water mains, pipes, valves, hydrants, and appurtenances to serve the area described above, according to plans and specifications to be furnished by the City Engineer of the City of Wichita, Kansas.
- (b) That the estimated and probable cost of the foregoing improvements is Eleven Thousand One Hundred Dollars (\$11,100.00) exclusive of the cost of interest on borrowed money, with 100 percent payable by the improvement district. Said estimated cost as above set forth may be increased to include temporary interest or finance costs incurred during the course of design and construction of the project, and also may be increased at the pro rata rate of 1 percent per month from and after May 1, 2013.
- (c) That the land or area above described be constituted as an improvement district against which shall be assessed 100 percent of the total actual cost of the improvement for which the improvement district is liable.

If this improvement is abandoned, altered and/or constructed privately in part or whole that precludes building this improvement under the authority of this petition, any costs that the City of Wichita incurs shall be assessed to the property described above in accordance with the terms of the petition. In addition, if the improvement is abandoned at any state during the design and/or construction of the improvement or if it is necessary for the City of Wichita to redesign, repair or reconstruct the improvement after its initial design and/or construction because the design or construction does not meet the requirements of the City, then such costs associated with the redesign, repair or reconstruction of said improvement shall be assessed to the property described above in accordance with the terms of this petition.

- (d) That the method of assessment of all costs of the improvement for which the improvement district shall be liable shall be on a square foot basis.

In the event all or part of the lots or parcels in the improvement district are replatted before assessments have been levied, the assessments against the replatted area shall be recalculated on the basis of the method of assessment set forth herein. Where the ownership of a single lot is or may be divided into two or more parcels, the assessment to the lot so divided shall be assessed to each ownership or parcel on a square foot basis.

2. It is requested that the improvement hereby petitioned be made without notice and hearing, which, but for this request, would be required by K.S.A. 12-6a04. This petition may be combined with other petitions of similar nature in order to form one public improvement project.

3. The petition is submitted pursuant to subsection (c) of K.S.A. 12-6a04, and amendments thereto and as owners of 100% of the properties proposed to be included in the improvement district, we acknowledge that the proposed improvement district does not include all properties which may be deemed to benefit from the proposed improvement.

4. That names may not be withdrawn from this petition by the signers thereof after the Governing Body commences consideration of the petition or later than seven (7) days after filing, whichever occurs first.

5. That when this petition has been filed with the City Clerk and it has been certified that the signatures thereon are according to the records of the Register of Deeds of Sedgwick County, Kansas, the petition may be found sufficient if signed by either (1) a majority of the resident owners of record of property liable for assessment under the proposal, or (2) the resident owners of record of more than one-half of the area liable for assessment under the proposal, or (3) the owners of record (whether resident or not) of more than one-half of the area liable for assessment under the proposal. The Governing Body is requested to proceed in the manner provided by statute to the end that the petitioned improvements may be expeditiously completed and placed in use.

WITNESS our signatures attached with respect to each of which is indicated the property owned and the date of signing.

LEGAL DESCRIPTION	SIGNATURE	DATE
-------------------	-----------	------

UNPLATTED TRACT

Beginning at the Northeast corner of the southeast Quarter of Section 26, Township 27 South, Range 2 West; thence West 60 rods; then South 40 rods; thence East 60 rods; thence North 40 rods to beginning, Sedgwick County, Kansas; EXCEPT the East 50 feet thereof decded to the City of Wichita, Kansas.

PERFECTION SIGNATURE PROPERTIES, LLC
A Kansas Limited Liability Company

By: 
Scott A. Lehner, Member

By: 
Jason R. Ronk, Member

**WATER DISTRIBUTION SYSTEM PETITION
COST ESTIMATE**

Description	Quantity	Unit	Std Unit Price	Custom Unit Price	Extension
8" Valves	1	EA	\$ 1,500.00		\$ 1,500.00
8" WL	150	LF	\$ 27.50		\$ 4,125.00
Blowoffs	1	EA	\$ 1,200.00		\$ 1,200.00
			Contingencies @ 20% +/-		\$ 1,365.00
			Construction Total		\$ 8,190.00
			35% Engineering, Administration, Etc.		\$ 2,866.50
			TOTAL		\$ 11,056.50
For Petition Use \$11,100.00					

AFFIDAVIT

The undersigned, being first duly sworn on his oath, states: That he circulated the attached petition and that the signatures thereon are the genuine signatures of the persons they purport to be to the best of his knowledge and belief, being signed either in the presences of the undersigned or in the presence of one of the resident owners whose signature appears on the petition.

MKEC Engineering Consultants, Inc.
Company

Cynthia W. Warrick
Authorized Signature

411 N. Webb Road

Wichita, Kansas
Address

316-684-9600
Telephone

Sworn to and subscribed before me this

13th day of September 20 13



John Edwards
Deputy City Clerk

CITY OF WICHITA
City Council Meeting
October 1, 2013

TO: Mayor and City Council

SUBJECT: Acquisition of a portion of 2621 North Greenwich Road for the K-96/Greenwich Road Interchange Improvement Project (District II)

INITIATED BY: Office of Property Management

AGENDA: Consent

Recommendation: Approve the acquisition.

Background: On October 16, 2012, the City Council approved the design concept to improve the K-96/Greenwich Road Interchange. The project will require the partial acquisition of 10 properties. The tracts within the project corridor are a mixture of retail and undeveloped parcels. The proposed road improvement project includes completion of the interchange at K-96 and Greenwich Road to allow access to eastbound K-96 and access from westbound K-96, signalization of the interchange intersections and the intersection of Greenwich Road and Greenwich Village as well as turn lanes. The project requires the acquisition of the east five feet of 2621 North Greenwich as well as a 30 foot by 30 foot corner clip. The acquisitions do not impact the buildings.

Analysis: The proposed acquisition was valued at \$27,675. The seller agreed to accept the appraised offer.

Financial Considerations: The funding source is Local Sales Tax (LST) together with funds from the Cabela's Community Improvement Development (CID) and the proposed Star Bond district. A budget of \$28,675 is requested. This includes \$27,675 for the acquisition and \$1,000 for title work, closing costs and other administrative fees.

Legal Considerations: The Law Department has approved the real estate agreement as to form.

Recommendation/Action: It is recommended that the City Council 1) approve the real estate agreement; 2) approve the budget; and 3) authorize the necessary signatures.

Attachments: Real estate agreement, tract map and aerial map.

PROJECT: Greenwich/K96 Interchange

DATE:

CITY/COUNTY: Wichita/Sedgwick

TRACT NO.: 12

CITY OF WICHITA, KANSAS
A MUNICIPAL CORPORATION

CONTRACT FOR CONVEYANCE
OF REAL ESTATE BY WARRANTY DEED
AND TEMPORARY EASEMENT

THIS AGREEMENT made and entered into this 3rd day of Sept, 2013 by and between:

Star Lumber and Supply Company, Inc., "Landowner(s)", and the City of Wichita, State of Kansas, "City"

WITNESSETH, For consideration as hereinafter set forth, the landowner(s) hereby agree(s) to convey unto the City, their duly authorized agents, contractors and assigns the right to enter upon the following described land in Sedgwick County to wit:

See Exhibits Tract # 12A –Right of Way and Access Control, Tract 12B – Temporary Construction Easement, and Tract #12C – Temporary Construction Easement

The temporary easement area will be utilized during highway construction and be described in an easement document having a term of three years after acquisition or 60 days after completion of construction, whichever is sooner. These easement documents will be prepared and executed at closing.

It is understood and agreed that landowner(s) is/are responsible for all property taxes on the above described property accrued prior to the conveyance of title to the City.

The City agrees to purchase the above described real estate, and to pay therefore, below described amount on or before September 30, 2013. Landowner shall surrender possession at closing.

Landowner shall remove all personal property prior to closing. Any personal property remaining in or upon said property after closing shall be considered abandoned. The City may dispose of any remaining personal property in any way it deems without further compensation to Landowner.

All taxes, rents, insurance premiums, etc. shall be prorated at closing. All closing fees and costs are to be paid by the City.

Real property to be acquired as right of way: 2,366.71 Sq. Ft.	\$18,000.00
Temporary construction easement: 1,999.97 Sq. Ft.	\$ 2,640.00
Cost to cure items	\$ 7,035.00

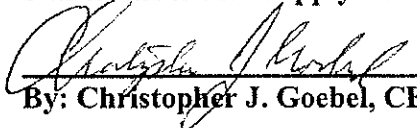
TOTAL \$27,675.00

It is understood and agreed that the above stated consideration for said real estate is in full payment of said tract of land and all damages arising from the transfer of said property and its use for the purposes above set out including claims that Landowners may assert pursuant to the Uniform Relocation Assistance and Real Property Acquisition Policies for Federal and Federally Assisted Programs, 42 U.S.C.A. 4601, et. Seq.

IN WITNESS WHEREOF The parties have hereunto signed this agreement the day and year first above written.

LANDOWNER:

Star Lumber and Supply Company, Inc.


By: Christopher J. Goebel, CEO

BUYER:

City of Wichita, KS, a municipal corporation

Carl Brewer, Mayor

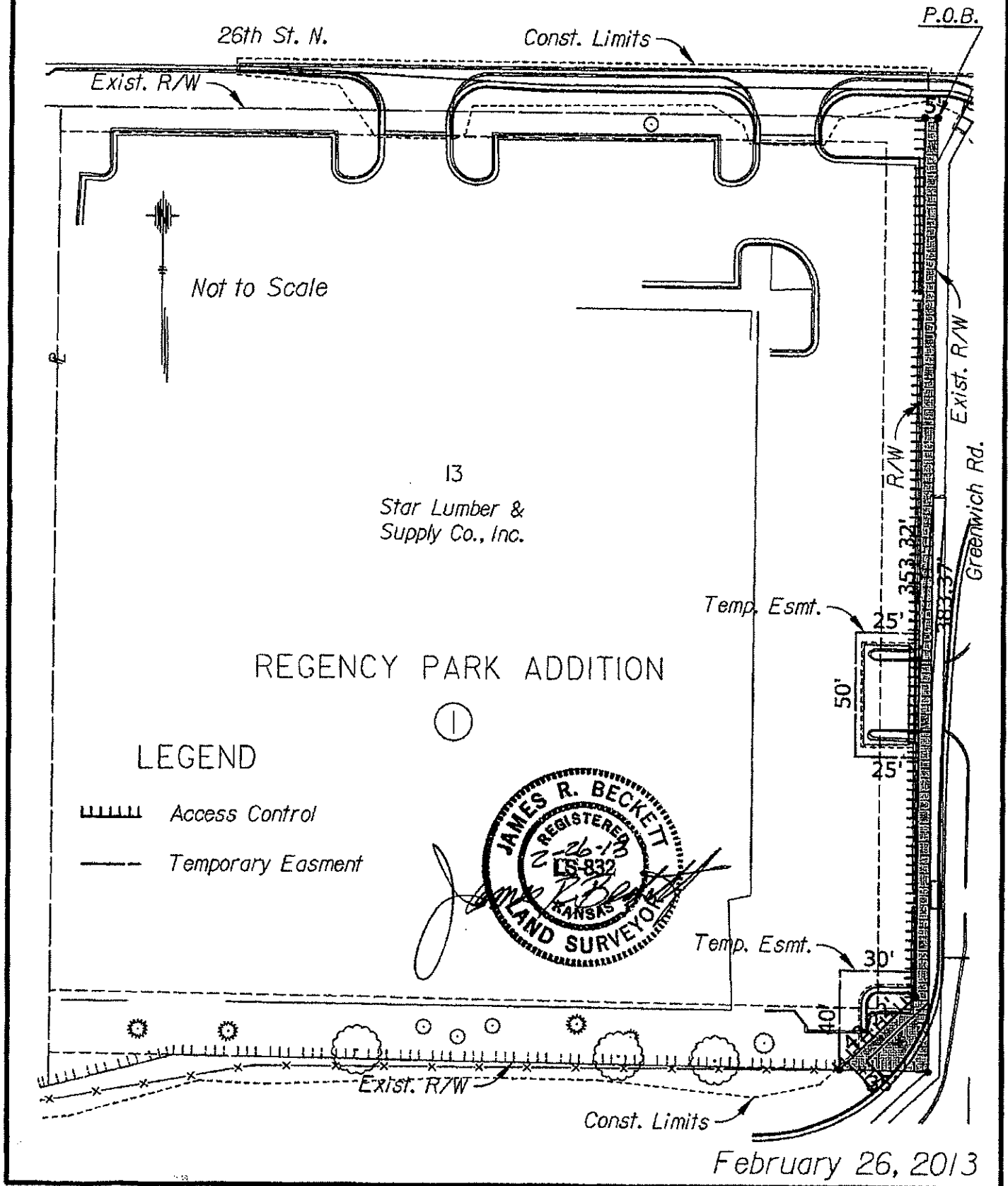
ATTEST:

Karen Sublett, City Clerk

Approved as to form:

Gary E. Rebenstorf, Director of Law

Tract #12A - C-55429
Right of Way
and Access Control



Tract #12A – C-55429

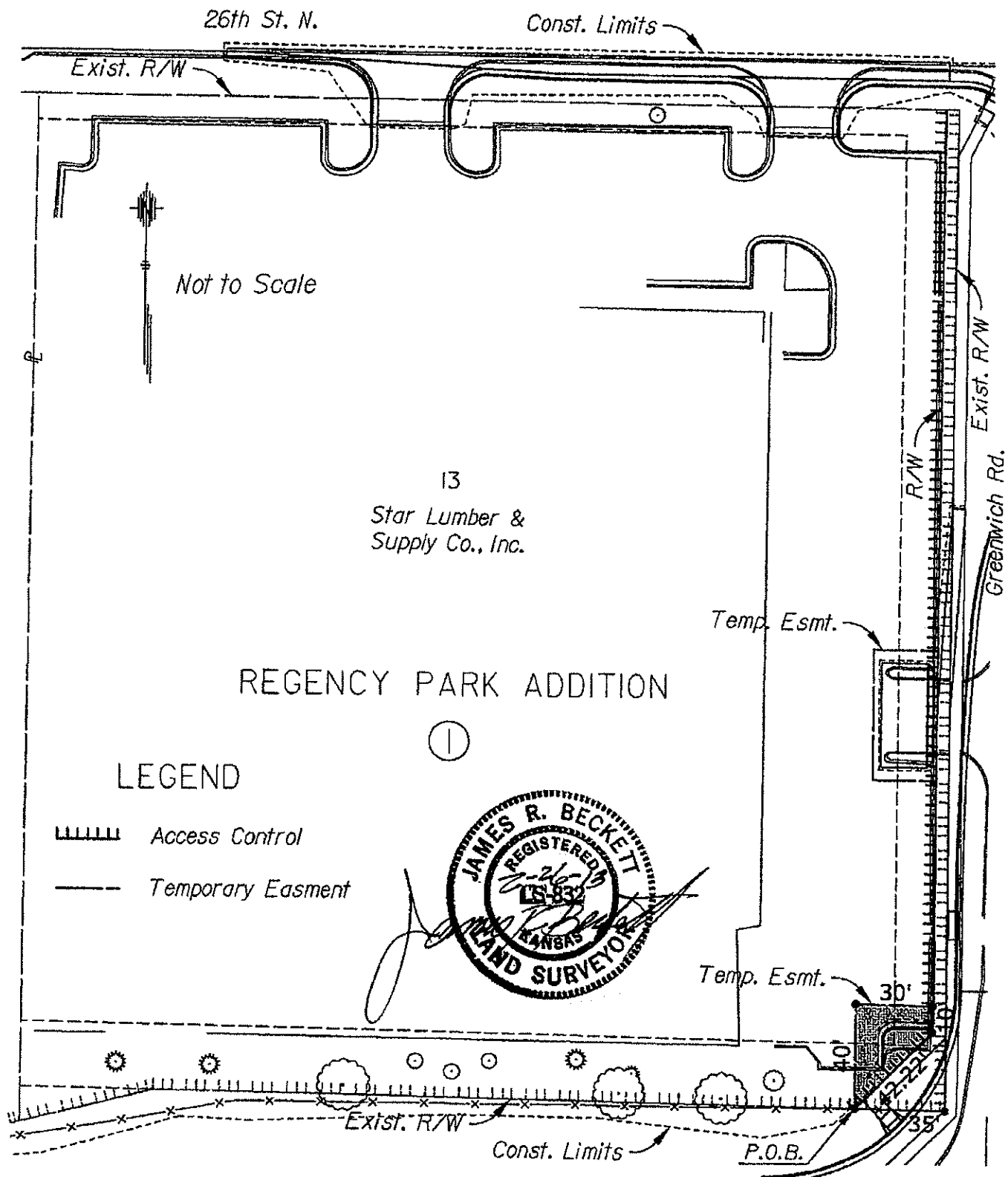
Star Lumber & Supply Co., Inc.

RIGHT-OF-WAY and CONTROL OF ACCESS:

Beginning at the Northeast corner of Lot 13, Block 1, Regency Park Addition to Wichita, Sedgwick County, Kansas; **FIRST COURSE**, thence South, along the East line of said Lot 13, a distance of 383.37 feet to the Southeast corner of said Lot 13; **SECOND COURSE**, thence West, along the South line of said Lot 13, a distance of 35.00 feet; **THIRD COURSE**, thence Northeasterly for a distance of 42.22 feet to a point 5 feet West of said East line; **FOURTH COURSE**, thence North, parallel with said East line, a distance of 353.32 feet to the North line of said Lot 13; **FIFTH COURSE**, thence East, along said North line, a distance of 5.00 feet to the point of beginning, containing 0.054 acres (2,366.71 sq. ft.), more or less. Together with all right of access to and from the abutting public roadway over and across said "THIRD COURSE" and all right of access to and from the abutting public roadway, except for one 50 feet opening, over and across said "FOURTH COURSE".



Tract #12B - C-55429
Temporary Construction Easement



February 26, 2013

Tract #12B – C-55429

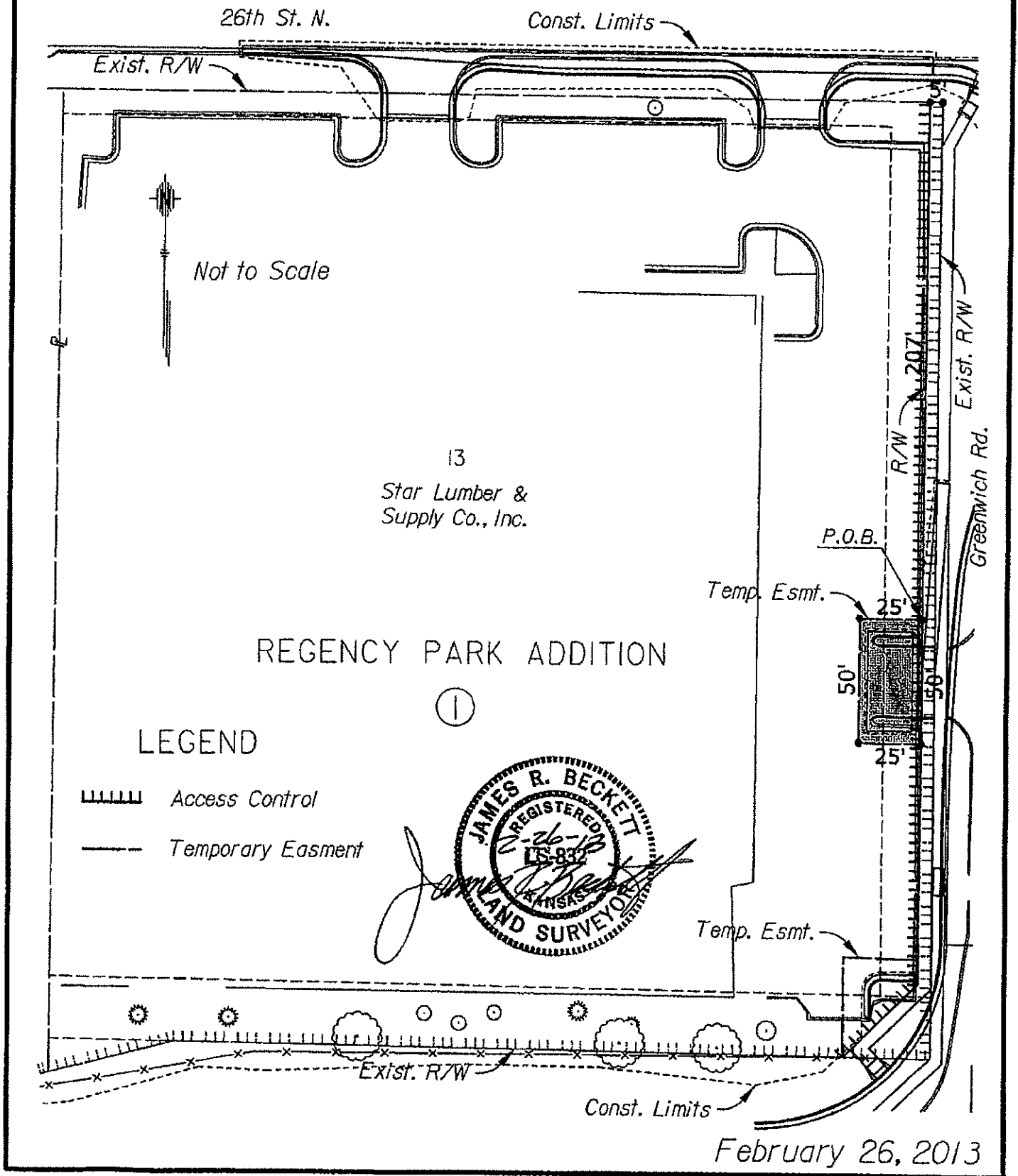
Star Lumber & Supply Co., Inc.

TEMPORARY CONSTRUCTION EASEMENT:

Commencing from the Southeast corner of Lot 13, Block 1, Regency Park Addition to Wichita, Sedgwick County, Kansas; thence West, along the South line of said Lot 13, a distance of 35.00 feet to the point of beginning; thence North, parallel with the East line of said Lot 13, a distance of 40.00 feet; thence East, parallel with said South line, a distance of 30.00 feet; thence South, parallel with said East line, a distance of 10.00 feet; thence Southwesterly for a distance of 42.22 feet to the point of beginning, containing 0.017 acres (749.97 sq. ft.), more or less.



Tract #12C - C-55429
Temporary Construction Easement

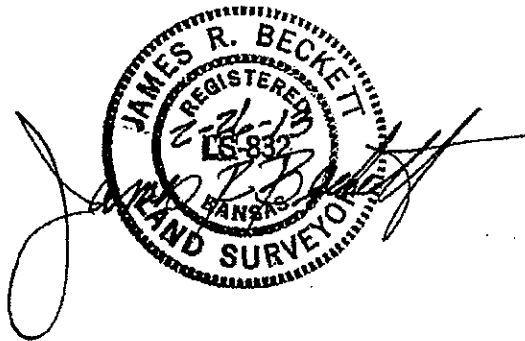


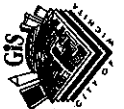
Tract #12C – C-55429

Star Lumber & Supply Co., Inc.

TEMPORARY CONSTRUCTION EASEMENT:

Commencing from the Northeast corner of Lot 13, Block 1, Regency Park Addition to Wichita, Sedgwick County, Kansas; thence West, along the North line of said Lot 13, a distance of 5.00 feet; thence South, parallel with the East line of said Lot 13, a distance of 207.00 feet to the point of beginning; thence continuing South, parallel with said East line, a distance of 50.00 feet; thence West, perpendicular to said East line, a distance of 25.00 feet; thence North, parallel with said East line, a distance of 50.00 feet; thence East, perpendicular to said East line, a distance of 25.00 feet to the point of beginning, containing 0.029 acres (1,250.00 sq. ft.), more or less.





U
ICITA
OF
THE

City of Wichita
City Council Meeting
October 1, 2013

TO: Mayor and City Council

SUBJECT: Emergency Solutions Grant Contracts, Prevention and Rapid Re-housing

INITIATED BY: Housing and Community Services Department

AGENDA: Consent

Recommendation: Authorize the allocations, contracts and signatures for administration of the 2013-2014 Emergency Solutions Grant program prevention and rapid re-housing activities.

Background: The Homeless Emergency Assistance and Rapid Transition to Housing (HEARTH) Act of 2009 created the Emergency Solutions Grant (ESG) funding category. Eligible activities in the ESG program include homeless assistance, homeless prevention, rapid re-housing, and homeless management information system administration. The HEARTH Act also provides a maximum of 7.5% for program administration.

The City of Wichita Emergency Solutions Grant allocation for 2013-2014 is \$187,471. Of that amount, \$112,100 was designated for homeless assistance and on August 20, 2013 the City Council approved contracts for homeless assistance providers who were identified through a Request for Proposal process.

Analysis: Since the HEARTH Act requires the active involvement of the Continuum of Care in decisions related to implementation of the ESG, staff consulted with that group to determine the appropriate funding allocation for homeless prevention and rapid re-housing components of the ESG. The Continuum of Care designated a sub-committee for this purpose and recommend \$15,232 for homeless prevention activities and \$45,696 be designated for rapid re-housing. Homeless prevention funds have been and will continue to be administered by the Center of Hope; the Housing and Community Services Department has and will continue to administer the rapid re-housing program. The Housing and Community Services Department will also utilize the 7.5% administrative funds for general program administration.

The ESG requires a dollar for dollar match. The match will be provided by the agencies who receive the funds. In the case of the City-administered program, the match will be provided through in-kind services by City staff.

Financial Considerations: All funds associated with this action are Federal. No general funds will be involved in the contracts.

Legal Considerations: The Law Department has approved the contracts as to form.

Recommendations/Actions: It is recommended that the City Council authorize the allocations, contracts and signatures for administration of the 2013-2014 Emergency Solutions Grant program prevention and rapid re-housing activities.

Attachments: Allocation spreadsheet.

Emergency Solutions Grant Allocation Spreadsheet - October 1, 2013																			
ESG PROJECTS																			
	EMERGENCY SHELTER GRANT	2010-2011 COUNCIL ALLOCATION	2011-2012 COUNCIL ALLOCATION	2012-13 RECOMMENDATION*	2013-14 COUNCIL APPROVAL 5-14-13	2013-14 COUNCIL ALLOCATION													
	Emergency Shelter Grant - Final Allocation	\$125,133	\$124,982	\$0	\$0	\$0													
RFP	Essential Services - Maximum Allocation (30%)	\$37,540	\$32,286	\$0	\$0	\$0													
	- Catholic Charities - Anthony Family Shelter	\$6,238	\$6,277	\$0	\$0	\$0													
	- Inter-Faith Ministries - Inter-Faith Inn	\$0	\$869	\$0	\$0	\$0													
	- Inter-Faith Ministries - Safe Haven	\$1,046	\$0	\$0	\$0	\$0													
	- Salvation Army - Emergency Lodge	\$0	\$0	\$0	\$0	\$0													
	- United Methodist Open Door	\$30,256	\$25,140	\$0	\$0	\$0													
RFP	Maintenance and Operations	\$81,463	\$66,591	\$0	\$0	\$0													
	- Catholic Charities - Anthony Family Shelter	\$23,530	\$18,457	\$0	\$0	\$0													
	- Catholic Charities - Harbor House	\$10,678	\$8,870	\$0	\$0	\$0													
	- Inter-Faith Ministries - Inter-Faith Inn	\$23,410	\$19,451	\$0	\$0	\$0													
	- Inter-Faith Ministries - Safe Haven	\$0	\$0	\$0	\$0	\$0													
	- Salvation Army - Emergency Lodge	\$19,552	\$16,246	\$0	\$0	\$0													
	- YWCA - Women's Crisis Center	\$4,293	\$3,567	\$0	\$0	\$0													
RFP	Homeless Prevention - Maximum Allocation (30%)	\$0	\$20,000	\$0	\$0	\$0													
	- Center of Hope - Rent Assistance	\$0	\$20,000	\$0	\$0	\$0													
	Administration - Maximum Allocation (5%)	\$6,130	\$6,105	\$0	\$0	\$0													
	- Housing & Community Services Department - ESG Administration	\$6,130	\$4,730	\$0	\$0	\$0													
	- City Indirect Cost	\$0	\$1,375	\$0	\$0	\$0													
	TOTAL EMERGENCY SHELTER GRANT	\$125,133	\$124,982	\$0	\$0	\$0													
	*Includes \$29 unspent prior year funds																		
	EMERGENCY SOLUTIONS GRANT	2010-2011 COUNCIL ALLOCATION	2011-2012 COUNCIL ALLOCATION	2012-2013 COUNCIL ALLOCATION	2013-14 REVISED RECOMMENDATION	2013-14 COUNCIL ALLOCATION													
	Emergency Solutions Grant - Final Allocation	\$0	\$70,331	\$223,388	\$187,471	\$187,471													
	Homeless Assistance Maximum Allocation (60%)	\$0	\$20,126	\$133,159	\$112,483	\$112,483													
RFP	Emergency Shelter				TBD	\$112,100													
	Catholic Charities - Harbor House	\$0	\$15,125	\$15,000	\$0	\$12,600													
	Catholic Charities - St. Anthony Family Shelter	\$0	\$0	\$25,000	\$0	\$21,000													
	Inter-Faith Ministries - Inter-Faith Inn	\$0	\$0	\$21,500	\$0	\$18,100													
	The Salvation Army - Homeless Services	\$0	\$0	\$25,000	\$0	\$21,000													
	United Methodist Open Door - Homeless Resource Center	\$0	\$0	\$35,000	\$0	\$29,400													
	YWCA Women's Crisis Center	\$0	\$5,001	\$11,659	\$0	\$10,000													
	Homeless Prevention & Rapid Re-Housing		\$41,029	\$69,975	\$60,928	\$60,928													
	Homelessness Prevention	\$0	\$24,629	\$43,535	\$15,232	TBD													
	Center of Hope - Rent Assistance	\$0	\$24,629	\$43,535	\$15,232														
	Rapid Re-Housing	\$0	\$16,400	\$26,440	\$45,696	TBD													
	City of Wichita - Housing and Community Services	\$0	\$16,400	\$26,440															
	Homeless Management Information System (HMIS)	\$0	\$635	\$3,500	TBD	\$383													
	United Way of the Plains	\$0	\$635	\$3,500		\$383													
	Administration - Maximum Allocation (7.5% of total Award)	\$0	\$8,541	\$16,754	\$14,060	\$14,060													
	- Housing & Community Services Department - ESG Administration		\$5,026	\$11,169	\$9,373	\$9,373													
	- City Indirect Cost		\$3,515	\$5,585	\$4,687	\$4,687													
	TOTAL EMERGENCY SOLUTIONS GRANT	\$0	\$70,331	\$223,388	\$187,471	\$187,471													
	GRAND TOTAL	\$125,133	\$195,313	\$223,388	\$187,471	\$187,471													

2013-2014 CONSOLIDATED PLAN ALLOCATION COUNCIL REVISED RECOMMENDATIONS 8-20-13											
ESG PROJECTS											
	EMERGENCY SHELTER GRANT		2010-2011 COUNCIL ALLOCATION		2011-2012 COUNCIL ALLOCATION		2012-13 RECOMMENDATION*		2013-14 COUNCIL APPROVAL 5-14-13		2013-14 COUNCIL ALLOCATION
	Emergency Shelter Grant - Final Allocation		\$125,133	*	\$124,982		\$0		\$0		\$0
RFP	Essential Services - Maximum Allocation (30%)		\$37,540		\$32,286		\$0		\$0		\$0
	- Catholic Charities - Anthony Family Shelter		\$6,238		\$6,277		\$0		\$0		\$0
	- Inter-Faith Ministries - Inter-Faith Inn		\$0		\$869		\$0		\$0		\$0
	- Inter-Faith Ministries - Safe Haven		\$1,046		\$0		\$0		\$0		\$0
	- Salvation Army - Emergency Lodge		\$0		\$0		\$0		\$0		\$0
	- United Methodist Open Door		\$30,256		\$25,140		\$0		\$0		\$0
RFP	Maintenance and Operations		\$81,463		\$66,591		\$0		\$0		\$0
	- Catholic Charities - Anthony Family Shelter		\$23,530		\$18,457		\$0		\$0		\$0
	- Catholic Charities - Harbor House		\$10,678		\$8,870		\$0		\$0		\$0
	- Inter-Faith Ministries - Inter-Faith Inn		\$23,410		\$19,451		\$0		\$0		\$0
	- Inter-Faith Ministries - Safe Haven		\$0		\$0		\$0		\$0		\$0
	- Salvation Army - Emergency Lodge		\$19,552		\$16,246		\$0		\$0		\$0
	- YWCA - Women's Crisis Center		\$4,293		\$3,567		\$0		\$0		\$0
RFP	Homeless Prevention - Maximum Allocation (30%)		\$0		\$20,000		\$0		\$0		\$0
	- Center of Hope - Rent Assistance		\$0		\$20,000		\$0		\$0		\$0
	Administration - Maximum Allocation (5%)		\$6,130		\$6,105		\$0		\$0		\$0
	- Housing & Community Services Department - ESG Administration		\$6,130		\$4,730		\$0		\$0		\$0
	- City Indirect Cost		\$0		\$1,375		\$0		\$0		\$0
	TOTAL EMERGENCY SHELTER GRANT		\$125,133	*	\$124,982		\$0		\$0		\$0
	*Includes \$29 unspent prior year funds										
	EMERGENCY SOLUTIONS GRANT		2010-2011 COUNCIL ALLOCATION		2011-2012 COUNCIL ALLOCATION		2012-2013 COUNCIL ALLOCATION		2013-14 REVISED RECOMMENDATION		2013-14 COUNCIL ALLOCATION
	Emergency Solutions Grant - Final Allocation		\$0		\$70,331		\$223,388		\$187,471		\$187,471
	Homeless Assistance Maximum Allocation (60%)		\$0		\$20,126		\$133,159		\$112,483		\$112,483
RFP	Emergency Shelter								TBD		\$112,100
	Catholic Charities - Harbor House		\$0		\$15,125		\$15,000		\$0		\$12,600
	Catholic Charities - St. Anthony Family Shelter		\$0		\$0		\$25,000		\$0		\$21,000
	Inter-Faith Ministries - Inter-Faith Inn		\$0		\$0		\$21,500		\$0		\$18,100
	The Salvation Army - Homeless Services		\$0		\$0		\$25,000		\$0		\$21,000
	United Methodist Open Door - Homeless Resource Center		\$0		\$0		\$35,000		\$0		\$29,400
	YWCA Women's Crisis Center		\$0		\$5,001		\$11,659		\$0		\$10,000
	Homeless Prevention & Rapid Re-Housing				\$41,029		\$69,975		\$60,928		\$60,928
	Homelessness Prevention		\$0		\$24,629		\$43,535		TBD		TBD
	Center of Hope - Rent Assistance		\$0		\$24,629		\$43,535				
	Rapid Re-Housing		\$0		\$16,400		\$26,440		TBD		TBD
	City of Wichita - Housing and Community Services		\$0		\$16,400		\$26,440				
	Homeless Management Information System (HMIS)		\$0		\$635		\$3,500		TBD		\$383
	United Way of the Plains		\$0		\$635		\$3,500				\$383
	Administration - Maximum Allocation (7.5% of total Award)		\$0		\$8,541		\$16,754		\$14,060		\$14,060
	- Housing & Community Services Department - ESG Administration				\$5,026		\$11,169		\$9,373		\$9,373
	- City Indirect Cost				\$3,515		\$5,585		\$4,687		\$4,687
	TOTAL EMERGENCY SOLUTIONS GRANT		\$0		\$70,331		\$223,388		\$187,471		\$187,471
	GRAND TOTAL		\$125,133		\$195,313		\$223,388		\$187,471		\$187,471

City of Wichita
City Council Meeting
October 1, 2013

TO: Mayor and City Council

SUBJECT: Emergency Sanitary Sewer Repairs (District IV)

INITIATED BY: Department of Public Works & Utilities

AGENDA: Consent

Recommendation: Ratify and approve the emergency sanitary sewer and water line repairs.

Background: The City of Wichita owns a concrete sanitary sewer main and a cast iron water main crossing the Wichita Valley Center Flood Control ditch, located at 31st Street South, east of Hoover Road. The water in the flood control ditch now flows both over and under the utility lines. Recent inspections by staff determined that the mains are unstable and showed visible deterioration.

Analysis: Due to public health concerns, lowering of the water line below the channel and permanent stabilization of the gravity sewer line must be completed sooner than the formal bid system will allow. This type of work must be designed by an engineering firm. Staff contacted eight contractors for informal bids for a design-build proposal. Two bids were received. Dondlinger Construction submitted the lowest bid at \$590,000.

Financial Considerations: Funds for the sewer portion are available in the 2011-2020 Adopted Capital Improvement Program (CIP) under the S-4, Reconstruction of Old Sanitary Sewers budget. Funds for the water portion are available in the CIP under the W-67, Water Distribution and Mains Replacement budget. Both projects will be funded from future water and sewer revenue bonds or water and sewer utility cash reserves.

Legal Considerations: City Ordinance 2.64.020(a), "Emergencies," expressly authorizes the City Manager to approve work to be performed for emergency repair of critical infrastructure facilities by an outside contractor without formal bidding. The City Manager approved proceeding with this project on August 30, 2013.


Recommendations/Actions: It is recommended that the City Council ratify the City Manager's emergency approval of the repairs and authorize the necessary signatures.

Attachments: Memo to the City Manager.



INTEROFFICE MEMORANDUM

TO: Robert Layton, City Manager
Through Alan King, Director of Public Works & Utilities ADK

FROM: Gary Janzen, City Engineer 

DATE: August 28, 2013

SUBJECT: Emergency Sanitary Sewer and Water Line Repairs
In Wichita-Valley Center Floodway, east of Hoover and 31st Street South

The City of Wichita has a 48" sanitary sewer, a 24" force main and a 16" water line crossing the Wichita Valley Center Flood Control ditch, located at 31st Street South, east of Hoover Road. Due to years of natural erosion within the floodway ditch, the 48" reinforced concrete gravity sewer and the 16" cast iron water main are visible in the flow of the ditch. The ditch water now flows over and under both utility lines, which appear to be unstable and show visible deterioration. Due to public health concerns, lowering of the water line and permanent stabilization of the sewer line needs to be done sooner than the formal bid system will allow. This type of work needs to be designed by an engineering firm, so we recommend a design/build contract on an emergency basis.

Stabilization of the sanitary sewer with riprap needs to begin immediately to provide temporary support for the sewer line and provide additional protection for the water line until the design can be completed. Eight contractors have been contacted for informal bids, which will be due Wednesday, September 4th. Staff will meet on site with contractors and/or design consultants on Thursday, August 29th.

Funding will be from CIP project S-4, Reconstruction of Old Sanitary Sewers, as well as CIP project W-67, Water Distribution Mains Replacement. Inspection of the project will be performed by the design consultant. At this point we do not know the cost of the repairs or the complete scope of the work. An estimate would be in the range of \$400,000.00 to \$500,000.00.

I request that you declare this a Public Exigency, which is defined under City Code, Section 2.64.020(a), as an instance when public exigency will not permit the delay incident to advertising, as determined and approved by the City Manager. An approval line has been provided if you concur with this request. A subsequent agenda item will be prepared to obtain Council acknowledgement of this declaration action.



Robert Layton, City Manager

-lml

Second Reading Ordinances for October 1, 2013 (first read on September 24, 2013)

- A. ZON2013-00018 -- Zone change from SF-5 Single Family Residential (SF-5) to Two-Family Residential (TF-3) on property generally located north of 55th Street South and west of Seneca Street. (District IV)**

ORDINANCE NO. 49-581

AN ORDINANCE CHANGING THE ZONING CLASSIFICATIONS OR DISTRICTS OF CERTAIN LANDS LOCATED IN THE CITY OF WICHITA, KANSAS, UNDER THE AUTHORITY GRANTED BY THE WICHITA-SEDGWICK COUNTY UNIFIED ZONING CODE, SECTION V-C, AS ADOPTED BY SECTION 28.04.010, AS AMENDED.

City of Wichita
City Council Meeting
October 1, 2013

TO: Wichita Housing Authority Board Members

SUBJECT: Housing Choice Voucher Family Self-Sufficiency Grant Application

INITIATED BY: Housing and Community Services Department

AGENDA: Wichita Housing Authority (Consent)

Recommended Action: Approve the application, approve the grant award upon receipt, and authorize the necessary signatures.

Background: The Department of Housing and Urban Development (HUD) has issued a Notice of Funding Availability (NOFA) for continued funding of the Family Self-Sufficiency Program Coordinator positions.

Analysis: HUD requires that Housing Authorities operate a Family Self-Sufficiency (FSS) program in order to receive additional Section 8 Housing Choice Vouchers. Though it is a HUD requirement for Housing Authorities, participation by Section 8 Housing Choice Voucher holders is voluntary. The advantage to the client is the program provides the opportunity for participants to increase their income potential and eventually become independent of public assistance. The Family Self-Sufficiency Coordinators work with program participants to help them increase earned income, enhance their financial literacy, reduce or eliminate the need for public assistance, and move toward economic independence and self-sufficiency. The Family Self-Sufficiency program accomplishes these goals through partnerships with community employers and service providers. Since program inception in 2002, 59 FSS participants have become homeowners through the Housing Choice Voucher Homeownership Program as a result of their FSS participation.

Financial Considerations: The application request is for \$176,384, which covers the salary and fringe benefits for three Family Self-Sufficiency Program Coordinator positions, which is the current staffing level.

Legal Considerations: The Law Department has reviewed the grant application and approved it as to form.

Recommendation/Action: It is recommended that the Wichita Housing Authority Board approve the application, approve the grant award upon receipt, and authorize the necessary signatures.

Attachment: Housing Choice Voucher Family Self-Sufficiency Grant Application.

Grant Application Package

Opportunity Title:	Housing Choice Voucher Family Self-Sufficiency Program
Offering Agency:	US Department of Housing and Urban Development
CFDA Number:	14.871
CFDA Description:	Section 8 Housing Choice Vouchers
Opportunity Number:	FR-5700-N-13
Competition ID:	HCVFSS-13
Opportunity Open Date:	09/05/2013
Opportunity Close Date:	10/07/2013
Agency Contact:	For Technical Assistance. Questions regarding the 2013 General Section should be directed to Grants Management Office at 202-708-0667 (this is not a toll-free number). Persons with hearing or speech impairments may access these numbers via TTY (text telephone) by calling the Federal Information Relay Service at

This opportunity is only open to organizations, applicants who are submitting grant applications on behalf of a company, state, local or tribal government, academia, or other type of organization.

Application Filing Name: City of Wichita Kansas Housing Authority

Select Forms to Complete

Mandatory

[Application for Federal Assistance \(SF-424\)](#)

[HUD Applicant-Recipient Disclosure Report](#)

[HUD Facsimile Transmittal](#)

Optional

☒ [Disclosure of Lobbying Activities \(SF-LLL\)](#)

☒ [Attachments](#)

Instructions

[Show Instructions >>](#)

This electronic grants application is intended to be used to apply for the specific Federal funding opportunity referenced here.

If the Federal funding opportunity listed is not the opportunity for which you want to apply, close this application package by clicking on the "Cancel" button at the top of this screen. You will then need to locate the correct Federal funding opportunity, download its application and then apply.

Application for Federal Assistance SF-424

*** 1. Type of Submission:**

- ☐ Preapplication
☒ Application
☐ Changed/Corrected Application

*** 2. Type of Application:**

- ☐ New
☒ Continuation
☐ Revision

*** If Revision, select appropriate letter(s):**

*** Other (Specify):**

*** 3. Date Received:**

Completed by Grants.gov upon submission.

4. Applicant Identifier:

5a. Federal Entity Identifier:

KS004

5b. Federal Award Identifier:

0000

State Use Only:

6. Date Received by State:

7. State Application Identifier:

8. APPLICANT INFORMATION:

*** a. Legal Name:** City of Wichita Kansas Housing Authority

*** b. Employer/Taxpayer Identification Number (EIN/TIN):**

48-6000653

*** c. Organizational DUNS:**

0430634600000

d. Address:

*** Street1:**

332 N. Riverview

Street2:

*** City:**

Wichita

County/Parish:

Sedgwick

*** State:**

KS: Kansas

Province:

*** Country:**

USA: UNITED STATES

*** Zip / Postal Code:**

67203-4245

e. Organizational Unit:

Department Name:

Wichita Housing Authority

Division Name:

Section 8

f. Name and contact information of person to be contacted on matters involving this application:

Prefix:

Mrs.

*** First Name:**

Gail

Middle Name:

*** Last Name:**

Lotson

Suffix:

Title: Section 8 Program Manager

Organizational Affiliation:

*** Telephone Number:** 316-462-3792

Fax Number: 316-337-9103

*** Email:** glotson@wichita.gov

Application for Federal Assistance SF-424

* 9. Type of Applicant 1: Select Applicant Type:

L: Public/Indian Housing Authority

Type of Applicant 2: Select Applicant Type:

Type of Applicant 3: Select Applicant Type:

* Other (specify):

* 10. Name of Federal Agency:

US Department of Housing and Urban Development

11. Catalog of Federal Domestic Assistance Number:

14.871

CFDA Title:

Section 8 Housing Choice Vouchers

* 12. Funding Opportunity Number:

FR-5700-N-13

* Title:

Housing Choice Voucher Family Self-Sufficiency Program

13. Competition Identification Number:

HCVFSS-13

Title:

14. Areas Affected by Project (Cities, Counties, States, etc.):

Add Attachment

Delete Attachment

View Attachment

* 15. Descriptive Title of Applicant's Project:

To support the implementation of local strategies that help HUD assisted renters make progress toward self-sufficiency.

Attach supporting documents as specified in agency instructions.

Add Attachments

Delete Attachments

View Attachments

Application for Federal Assistance SF-424**16. Congressional Districts Of:*** a. Applicant * b. Program/Project

Attach an additional list of Program/Project Congressional Districts if needed.

[Add Attachment](#)[Delete Attachment](#)[View Attachment](#)**17. Proposed Project:*** a. Start Date: * b. End Date: **18. Estimated Funding (\$):**

* a. Federal	<input type="text" value="176,384.00"/>
* b. Applicant	<input type="text" value="0.00"/>
* c. State	<input type="text" value="0.00"/>
* d. Local	<input type="text" value="0.00"/>
* e. Other	<input type="text" value="0.00"/>
* f. Program Income	<input type="text" value="0.00"/>
* g. TOTAL	<input type="text" value="176,384.00"/>

*** 19. Is Application Subject to Review By State Under Executive Order 12372 Process?**

- ☐ a. This application was made available to the State under the Executive Order 12372 Process for review on
- ☐ b. Program is subject to E.O. 12372 but has not been selected by the State for review.
- ☒ c. Program is not covered by E.O. 12372.

*** 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)**☐ Yes ☒ No

If "Yes", provide explanation and attach

[Add Attachment](#)[Delete Attachment](#)[View Attachment](#)

21. *By signing this application, I certify (1) to the statements contained in the list of certifications and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 218, Section 1001)**

☒ ** I AGREE

** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.

Authorized Representative:

Prefix: * First Name:

Middle Name:

* Last Name:

Suffix:

* Title: * Telephone Number: Fax Number: * Email: * Signature of Authorized Representative: * Date Signed:

Applicant/Recipient Disclosure/Update Report

U.S. Department of Housing
and Urban Development

OMB Number: 2510-0011
Expiration Date: 10/31/2012

Applicant/Recipient Information

* Duns Number: 0430634600000

* Report Type: INITIAL

1. Applicant/Recipient Name, Address, and Phone (include area code):

* Applicant Name:

City of Wichita Kansas Housing Authority

* Street1: 332 N. Riverview

Street2:

* City: Wichita

County: Sedgwick

* State: KS: Kansas

* Zip Code: 67203-4245

* Country: USA: UNITED STATES

* Phone: 316-462-3792

2. Social Security Number or Employer ID Number: 48-6000653

* 3. HUD Program Name:

Section 8 Housing Choice Vouchers

* 4. Amount of HUD Assistance Requested/Received: \$ 176,384.00

5. State the name and location (street address, City and State) of the project or activity:

* Project Name: Family Self-Sufficiency Program

* Street1: 332 N. Riverview

Street2:

* City: Wichita

County: Sedgwick

* State: KS: Kansas

* Zip Code: 67203-4245

* Country: USA: UNITED STATES

Part I Threshold Determinations

* 1. Are you applying for assistance for a specific project or activity? These terms do not include formula grants, such as public housing operating subsidy or CDBG block grants. (For further information see 24 CFR Sec. 4.3).

☒ Yes

☐ No

* 2. Have you received or do you expect to receive assistance within the jurisdiction of the Department (HUD), involving the project or activity in this application, in excess of \$200,000 during this fiscal year (Oct. 1-Sep. 30)? For further information, see 24 CFR Sec. 4.9

☐ Yes

☒ No

If you answered " No " to either question 1 or 2, **Stop!** You do not need to complete the remainder of this form.

However, you must sign the certification at the end of the report.

Part II Other Government Assistance Provided or Requested / Expected Sources and Use of Funds.

Such assistance includes, but is not limited to, any grant, loan, subsidy, guarantee, insurance, payment, credit, or tax benefit.

Department/State/Local Agency Name:

* Government Agency Name:

Government Agency Address:

* Street1:

Street2:

* City:

County:

* State:

* Zip Code:

* Country:

* Type of Assistance:

* Amount Requested/Provided: \$

* Expected Uses of the Funds:

Department/State/Local Agency Name:

* Government Agency Name:

Government Agency Address:

* Street1:

Street2:

* City:

County:

* State:

* Zip Code:

* Country:

* Type of Assistance:

* Amount Requested/Provided: \$

* Expected Uses of the Funds:

(Note: Use Additional pages if necessary.)

Add Attachment

Delete Attachment

View Attachment

Part III Interested Parties. You must decide.

1. All developers, contractors, or consultants involved in the application for the assistance or in the planning, development, or implementation of the project or activity and

2. Any other person who has a financial interest in the project or activity for which the assistance is sought that exceeds \$50,000 or 10 percent of the assistance (whichever is lower).

* Alphabetical list of all persons with a reportable financial interest in the project or activity (For individuals, give the last name first)	* Social Security No. or Employee ID No.	* Type of Participation in Project/Activity	* Financial Interest in Project/Activity (\$ and %)
			\$ <input type="text"/> <input type="text"/> %
			\$ <input type="text"/> <input type="text"/> %
			\$ <input type="text"/> <input type="text"/> %
			\$ <input type="text"/> <input type="text"/> %
			\$ <input type="text"/> <input type="text"/> %

(Note: Use Additional pages if necessary.)

Add Attachment

Delete Attachment

View Attachment

Certification

Warning: If you knowingly make a false statement on this form, you may be subject to civil or criminal penalties under Section 1001 of Title 18 of the United States Code. In addition, any person who knowingly and materially violates any required disclosures of information, including intentional non-disclosure, is subject to civil money penalty not to exceed \$10,000 for each violation.

I certify that this information is true and complete.

* Signature:

* Date: (mm/dd/yyyy)

Completed Upon Submission to Grants.gov

Facsimile TransmittalU. S. Department of Housing
and Urban DevelopmentOMB Number: 2525-0118
Expiration Date: 06/30/2011**1378846114-8500**Office of Department Grants
Management and Oversight

Name of Document Transmitting: There are no faxes with this sheet.

1. Applicant Information:

Legal Name: City of Wichita Kansas Housing Authority

Address:

Street1: 332 N. Riverview

Street2:

City: Wichita

County: Sedgwick

State: KS: Kansas

Zip Code: 67203-4245

Country: USA: UNITED STATES

2. Catalog of Federal Domestic Assistance Number:

Organizational DUNS: 0430634600000

CFDA No.: 14.871

Title: Section 8 Housing Choice Vouchers

Program Component:

3. Facsimile Contact Information:

Department: Wichita Housing Authority

Division: Section 8

4. Name and telephone number of person to be contacted on matters involving this facsimile.

Prefix: Mrs.

First Name: Gail

Middle Name:

Last Name: Lotson

Suffix:

Phone Number: 316-462-3792

Fax Number:

5. Email: glotson@wichita.gov**6. What is your Transmittal? (Check one box per fax)**☐ a. Certification ☒ b. Document ☐ c. Match/Leverage Letter ☐ d. Other**7. How many pages (including cover) are being faxed?**

1

DISCLOSURE OF LOBBYING ACTIVITIES

Complete this form to disclose lobbying activities pursuant to 31 U.S.C.1352

Approved by OMB
0348-0046

1. * Type of Federal Action: <input type="checkbox"/> a. contract <input checked="" type="checkbox"/> b. grant <input type="checkbox"/> c. cooperative agreement <input type="checkbox"/> d. loan <input type="checkbox"/> e. loan guarantee <input type="checkbox"/> f. loan insurance	2. * Status of Federal Action: <input type="checkbox"/> a. bid/offer/application <input checked="" type="checkbox"/> b. initial award <input type="checkbox"/> c. post-award	3. * Report Type: <input checked="" type="checkbox"/> a. initial filing <input type="checkbox"/> b. material change
4. Name and Address of Reporting Entity: <input checked="" type="checkbox"/> Prime <input type="checkbox"/> SubAwardee * Name: City of Wichita, Kansas Wichita Housing Authority * Street 1: 332 N. Riverview Street 2: _____ * City: Wichita State: KS: Kansas Zip: 67203-4245 Congressional District, if known: 4		
5. If Reporting Entity in No.4 is Subawardee, Enter Name and Address of Prime: 		
6. * Federal Department/Agency: Dept. of Housing & Urban Development	7. * Federal Program Name/Description: Section 8 Housing Choice Vouchers CFDA Number, if applicable: 14.871	
8. Federal Action Number, if known: _____	9. Award Amount, if known: \$ 176,384.00	
10. a. Name and Address of Lobbying Registrant: Prefix: Mr. * First Name: Dale Middle Name: _____ * Last Name: Goter Suffix: _____ * Street 1: _____ Street 2: _____ * City: _____ State: _____ Zip: _____		
b. Individual Performing Services (including address if different from No. 10a) Prefix: Mr. * First Name: Dale Middle Name: _____ * Last Name: Goter Suffix: _____ * Street 1: _____ Street 2: _____ * City: _____ State: _____ Zip: _____		
11. Information requested through this form is authorized by title 31 U.S.C. section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when the transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be reported to the Congress semi-annually and will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure. * Signature: Completed on submission to Grants.gov *Name: Prefix: Mr. * First Name: Robert Middle Name: _____ * Last Name: Layton Suffix: _____ Title: City Manager Telephone No.: 316-268-4351 Date: Completed on submission to Grants.gov		
Federal Use Only:		Authorized for Local Reproduction Standard Form - LLL (Rev. 7-97)

ATTACHMENTS FORM

Instructions: On this form, you will attach the various files that make up your grant application. Please consult with the appropriate Agency Guidelines for more information about each needed file. Please remember that any files you attach must be in the document format and named as specified in the Guidelines.

Important: Please attach your files in the proper sequence. See the appropriate Agency Guidelines for details.

1) Please attach Attachment 1	HUD 52651 HCV FSS Program Co	Add Attachment	Delete Attachment	View Attachment
2) Please attach Attachment 2	Contesting Incorrect or Miss	Add Attachment	Delete Attachment	View Attachment
3) Please attach Attachment 3	HUD 96010 HCVFSS FY2013 Fina	Add Attachment	Delete Attachment	View Attachment
4) Please attach Attachment 4		Add Attachment	Delete Attachment	View Attachment
5) Please attach Attachment 5		Add Attachment	Delete Attachment	View Attachment
6) Please attach Attachment 6		Add Attachment	Delete Attachment	View Attachment
7) Please attach Attachment 7		Add Attachment	Delete Attachment	View Attachment
8) Please attach Attachment 8		Add Attachment	Delete Attachment	View Attachment
9) Please attach Attachment 9		Add Attachment	Delete Attachment	View Attachment
10) Please attach Attachment 10		Add Attachment	Delete Attachment	View Attachment
11) Please attach Attachment 11		Add Attachment	Delete Attachment	View Attachment
12) Please attach Attachment 12		Add Attachment	Delete Attachment	View Attachment
13) Please attach Attachment 13		Add Attachment	Delete Attachment	View Attachment
14) Please attach Attachment 14		Add Attachment	Delete Attachment	View Attachment
15) Please attach Attachment 15		Add Attachment	Delete Attachment	View Attachment

**Housing Choice Voucher
(HCV) Family Self-
Sufficiency (FSS)
Program Coordinator
Funding**

U.S. Department of Housing
and Urban Development
Office of Public and Indian
Housing

OMB Approval No. 2577-0178
Exp. (09/30/2013)

Public reporting burden for this collection of information is estimated to average 0.75 hours. This includes the time for collecting, reviewing, and reporting the data. Information provided is to determine the eligibility of the applicant for funding for the salary of a program coordinator. HUD uses the information to determine eligibility of the applicant to receive funding. Information is required to obtain benefit under 24 CFR 982.302(b). The information is subject to the confidentiality requirements of the HUD Reform Legislation. This agency may not collect this information, and you are not required to complete this form unless it displays a currently valid OMB control number.

PART I: General Information. (To be completed by all applicants.)

Applicant Category: <input type="checkbox"/> PHAs Not Currently administering FSS <input checked="" type="checkbox"/> PHAs Currently administering FSS	Moving-to-Work PHA? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No State or Regional PHA? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	DUNS Number of Applicant: 04-306-34-60	Funding Request for Fiscal Year: 2013
--	---	---	--

A. PHA Legal Name (For joint applicants, lead PHA name): City of Wichita Housing Authority (KS004)

Address: 332 N. Riverview

City: Wichita

County: Sedgwick

State: Kansas

Zip Code: 67203

PHA Number of Applicant:

B. Legal Name of Joint Applicant PHA. (If applicable.)

Address:

City:

County:

State:

Zip Code:

PHA Number of Applicant:

Legal Name of Joint Applicant PHA. (If applicable.)

Address:

City:

County:

State:

Zip Code:

PHA Number of Applicant:

Legal Name of Joint Applicant PHA. (If applicable.)

Address:

City:

County:

State:

Zip Code:

PHA Number of Applicant:

PHA Number of Applicant:

List any additional co-applicants on page 4

C. Evidence demonstrating salary comparability to similar positions in the local jurisdiction for each position requested is on file at the PHA.	X Yes <input type="checkbox"/> No
--	-----------------------------------

D. Contact information person most familiar with application:

Name: Gail Lotson

Telephone Number: 316-462-3792

Email Address: glotson@wichita.gov

PART II: Funding/Positions Requested by PHAs that are Currently Administering HCV/FSS Programs

A. Previously Funded Positions

FY Last Funded	Salary Amount Last Funded	Salary Requested Per Position ** under this NOFA	Number of Positions at salary level	Is applicants request above percentage allowed in the NOFA? 'Y' or 'N' ***
2012	64908	64908	1	N
2012	55738	55738	2	N

B. New Positions –Total salary requested per position including fringe benefits, if applicable. If more than one position, list each separately:

Salary Requested, including Fringe Benefits**

C. Total Requested

1.	3	Total number of positions requested in Part II
2.	\$176,384.00	Total \$ requested in Part II

** Salary awards will not exceed the cap per position stated in the most recent HCV/FSS NOFA.

*** For any position, where the applicant is requesting a percentage increase above the amount provided for in the current HCV/FSS NOFA, the applicant must comply with justification requirements in the current HCV/FSS NOFA.

Additional space for Part II A and B on page 4

PART III: Requests for PHAs that are NOT currently administering HCV/FSS Programs

A. FSS Action Plan Information:

	The number of HCV/FSS program slots in the HUD-approved Action Plan. (For Joint applications, provide total approved slots for all joint applicant PHAs.)
--	---

B. Position/Salary Requested:

Number of Positions	Salary Requested, including Fringe Benefits if applicable**

Additional space for Part III B on page 4

C. Total Requested.

1.		Total number of positions requested in Part III B
2.		Total \$ requested in Part III B

** Salary awards will not exceed the cap per position stated in the most recent HCV/FSS NOFA.

Continuation of Part I. B, Legal Name of Joint Applicant PHAs

Legal Name of Joint Applicant PHA. (If applicable.)	
Address:	
City:	County:
State:	Zip Code:
PHA Number of Applicant:	
Legal Name of Joint Applicant PHA. (If applicable.)	
Address:	
City:	County:
State:	Zip Code:
PHA Number of Applicant:	
PHA Number of Applicant:	

Continuation of Part II. A, Previously Funded Positions:

FY Last Funded	Salary Amount Last Funded	Salary Requested Per Position ** under this NOFA	Number of Positions at salary level	Is applicants request above percentage allowed in the NOFA? 'Y' or 'N' ***

Continuation of Part II. B, New Positions:

Salary Requested, including Fringe Benefits**

Continuation of Part III. B, Position/Salary Requested:

Number of Positions	Salary Requested, including Fringe Benefits if applicable**

<p align="center">CITY OF WICHITA KANSAS HOUSING AUTHORITY</p> <p align="center">HCV FSS Program Participants for April 1, 2012 - March 31, 2013</p>
--

Total Number of HCV FSS Program Participants

192

1	ABASTA	KESHIA
2	ADKINS	WINESHEA
3	ADKISM	LACONDRA
4	AGNEW	MARQUEST
5	AGOSTO	MARISA
6	AHEDO	TERESA
7	AKBAR	KHADIJAH
8	ALLEN	KHADIJAH
9	ALLEN	TIA
10	ALLEN	KAWANA
11	ANDERSON	MELISSA
12	ARTERBERRY	ETOYE
13	ARZOLA	NOEMI
14	ASBERRY	KRISTA
15	ATKINS	CHRISTY
16	ATKINSON	CIRA
17	AUTRY	TIFFANY
18	BAKER	MICHELLE
19	BARBER	LASHAUN
20	BARBER	JALANA
21	BARNETT	LEWISTENNA D.
22	BATTLE	TEARRA
23	BEEHLER	TIFFANY
24	BERRY	BRENTAY
25	BIGLEY	SARAH
26	BIRCH	MARVINA
27	BLAND	MARGO
28	BONNER	LILLIAN
29	BOYER	ANDREA
30	BRYANT	LARETA
31	BUGGS	CIARA
32	BURKLEY	JAMIKKA
33	CARTER	NATOSHA
34	CASTORENA	ANGELES
35	CHALMERS	LESLIE
36	CHAMBERLAIN	MARION
37	CHAMPAGNE	SARAH
38	CHAMPION	ROCHELLE

39	CHAVEZ	ERENDIDA
40	CLARK	LATOYA
41	CLINGERMAN	JENNIFER
42	COLBERT	JACQUELINE
43	COLDIRON	MICHAEL
44	COLE	GEORGE
45	COSTNER	VICTORIA
46	DANIEL	JUDITH
47	DAVIS	ROCHELLE
48	DAVIS	NATHANIEL
49	DAVIS	SHAMIKA
50	DIGGS	TAYNEKA
51	DIMIT	KERI
52	DIMIT	AFTON
53	DIXON	VERONICA
54	EPLEY	LISA
55	ESPINOSA	ILLENE
56	ESTERS	MATISQUE
57	FIELDS	LATAUSHA
58	FITZGERALD	DOMONIQUE
59	FLORENCE	TESHA
60	FLOURNOY	LA'SHAE
61	FLOWERS	APRIL L.
62	FOUNTAIN	DOROTHY
63	FRAZIER	ARTHENA
64	FRAZIER	ENGLISH
65	FUQUA	JENNIFER
66	GAINES	QUANTILLIA
67	GARCIA	ANNE
68	GATSON	ANDREA
69	GIFFORD	MELISSA
70	GILKEY	ANGELICA
71	GRAY	OTHEL
72	GREEN	HOPE
73	GREESON	KACEY
74	GUERRERO	DASJONIQUE
75	GUFFEY	JESSICA
76	GUINN	SHABREE
77	HARRIS	LOIS
78	HELMS	SANDRA T.
79	HENAGAN	AIYSHA
80	HENDERSON	DASHIA
81	HENDERSON	OLAR
82	HERVEY	MONEEK
83	HILL	VaSHAWNDA
84	HILL	JAMELE
85	HILL	PEARLIE

86	HILL	ROSE
87	HOGAN	BATINA
88	HOOD	BRIANNETTA
89	HUNT	JENNIFER
90	HUTTON	ILEA
91	JEFFREY-STEWART-port/admin. Vouci	NAQUANDA
92	JOHNSON	SETH
93	JOHNSON	RENA
94	JONES	TANISHA
95	JONES	CANDRA
96	JONES	SHARO
97	LARREA	SHIRLEY
98	LEATHERS	KENDRA
99	LEE	SHAVONDRA
100	LEWIS	SHELLY
101	LOPEZ	AIDE
102	LOPEZ	STACY
103	LUCAS	EBONY
104	MAPLES	LASONIA
105	MARSHALL	KATINA
106	MASSEY	TAYANA
107	MCCLELLAN	SIERRA
108	MCCLENNON	SHANTE`
109	MCCLISH	LORENA L.
110	MCDANIEL	SHEQULIA
111	MCEWEN	AERICA
112	MCPHERSON	BILLIE J.
113	MENEFEE	SASHA
114	MEYERS	CAROLINE
115	MOORE	CHERYL L.
116	MOORE	JEFFREY
117	MORENO	MONALISA
118	MOTIS	DeANN
119	MURDOCK	DAWNE
120	NELSON	DONNA
121	OSBOURNE-LE	TARRA
122	OTANO	GLORIA
123	PARKER	ANGELA
124	PATTERSON	TAMMY
125	PATTINSON	KATHERINE
126	PAYNE	TERRI
127	PAYNE	SAVANNAH
128	PEDEN	SANESHA
129	PERRY	JANEICE
130	PITTS	QUOTIA
131	POLITE	KIZZY
132	POLLARD	SEQUENDOLYN

133 PORTER
134 PYLES
135 REDD
136 REED
137 REED (f/k/a WARE)
138 RHONE
139 RICHARD
140 RICHARDSON
141 ROBINSON
142 ROLFE
143 ROLFE
144 ROMAN
145 ROSS
146 ROSS
147 ROSS
148 RUCKER
149 SALAZAR
150 SHERWOOD
151 SINGLETON
152 SMALLWOOD
153 SMITH
154 SOLOMON
155 SPICER
156 STAFFORD
157 STANDIFER
158 STEVENS
159 STOKES
160 STOKES
161 SUNDAY
162 SWEENEY
163 TAYLOR
164 TAYLOR
165 TAYLOR
166 TERRY
167 THOMAS
168 THOMPSON
169 THOMPSON
170 TILLMAN
171 TOLES
172 TRAFFAS
173 TROTTER
174 URBINA
175 URBINA
176 WALKER
177 WALKER
178 WARD

CHRISTAL
NYVELL
LASHANDA
DELICIA
MARQUITA
DeKIMINYA
SHALANA
LATONYA
GEORGE
CIERA
CHRISTOPHER
RAQUEL
CHAMAY
CRYSTAL
SHAVVON
ADELLA
ALICIA
JESSICA
DELIA
TYANNE
MICHELLE
RASHAWNDA
BRENDA
LANETTE
ELANDER
MARY M.
KIERRA
ARTHUR
JODY
KARISSA
TYWANNA
BELINDA
JANET
CAMILLE
MONIQUE
GENESIS
ADRIENNE
TAUNYA
ELIESHA
ALICIA
LAQUISHA
YESENIA
YASMINA
CONSTANCE
LAJUANA
BECKY

179 WARREN-LAWRENCE
180 WELCH
181 WHITE
182 WHITE
183 WHITSETT
184 WILLIAMS
185 WILLIAMS
186 WILLIAMS
187 WILLIAMS
188 WILLIAMS
189 WILLIAMS
190 WILLIAMS
191 WISEMAN
192 ZEHR

TRINA
NICOLE
MISTY
ISIAH
CHRISTINA
WENDY
LAQUILLA
BERNIA
DIANA K.
TAMMY L.
CRYSTAL E.
NATILLIE M.
PORSCHE
STANA

Worksheet

Applicant Legal Name City of Wichita Kansas Housing Authority		CCR Doing Business As Name HUD Program		Reporting Period Reporting Start Date Reporting End Date		Projection	
Project Name HUD Program		Services/Activities		Measures		Outcomes	
HUD Goals	Policy Priority	Needs	3	4	5	6	7
1	2	3	4	5	6	7	8
		Planning	Programming	Financial Education (participation)	Employment-Employer-Provided health benefits obtained	Households	Accountability
				Health-Referral for health care services (physical/dental)	Financial Literacy-EITC received	Households	Annually
				Health-Referral for mental health services	Housing-Increased earned income results in no longer needing rental assistance	Households	Upon incident
				Health-Referral for substance abuse services	Housing-Purchased home with HCV Homeownership Assistance	Households	E. Processing of Data
				Housing-Homeownership counseling	Housing-Purchased home without HCV Homeownership Assistance	Households	Computer spreadsheets
				Service Coordination-New families enrolled (new CoPs)	Housing-Purchased home without HCV Homeownership Assistance	Households	Manual tallies
				Service Coordination-Families continuing to receive service coordination			
				Service Coordination-Families graduated			
				Service Coordination-Individuals served (unduplicated count)			
				Training-Job Preparation/Counseling (soft skills)-Enrolled			
				Training-Job Preparation/Counseling			

DUNS No. 043063460

FY 2013

Applicant Legal Name City of Wichita Kansas Housing Authority		Reporting Period		Projection		
CCR Doing Business As Name HUD Program		Reporting Start Date				
Project Name HUD Program		Reporting End Date				
Project Description cal strategies that help HUD assisted renters make progress toward self-sufficiency						
DUNS No. 043063460		FY 2013				
HUD Goals Priority	Needs 2	Services/Activities 3	Measures 4	Outcomes 5	Measures 6	Evaluation Tools 7
Policy	Planning	Programming (soft skills)-Completed	Projection 75	Impact	Projection Annual	Accountability
		Training-Job Training (for specific job/type of job)-Enrolled	Persons 20			
		Training-Job Training (for specific job/type of job)-Completed	Persons 10			
		Training-Parenting/Household Skills/Life Skills (non-job training)-Enrolled	Persons 20			
		Training-Parenting/Household Skills/Life Skills (non-job training)-Completed	Persons 20			
		Transportation-Transportation services to enable service provision/employment	Persons 5			

City of Wichita
City Council Meeting
October 1, 2013

TO: Wichita Airport Authority

SUBJECT: Wichita Brewing Company, LLC
Commercial Operations Permit
Wichita Mid-Continent Airport

INITIATED BY: Department of Airports

AGENDA: Wichita Airport Authority (Consent)

Recommendation: Approve the Commercial Operations Permit.

Background: Wichita Brewing Company, LLC (WBC) desires to enter into a Commercial Operations Permit with the Wichita Airport Authority (WAA) to grant the non-exclusive privilege of providing mobile food and non-alcoholic beverage vending services for the public and tenants at Mid-Continent Airport at specific locations remote from the airline terminal. The days and times of allowable operation are weekdays during the hours of 11:00 a.m. – 1:30 p.m. The company will not lease any facilities or require the use of any WAA equipment or services in order to conduct its business.

Analysis: The permit is for a one-year term with four, consecutive one-year options. This permit may be cancelled by either party, without cause, by giving a 30-day written notice. Operating locations and times of operation may be changed by the Director of Airports as necessary without amending the permit. WBC shall be required to obtain a Transient Merchant License.

Financial Considerations: The permit requires a charge of 2.5% of gross receipts. This will result in new annual revenue to the Wichita Airport Authority and is estimated to be \$350 annually.

Legal Considerations: The Commercial Operations Permit has been reviewed and approved as to form by the Law Department.

Recommendations/Actions: It is recommended that the Wichita Airport Authority approve the permit and authorize the necessary signatures.

Attachments: Commercial Operations Permit.

WICHITA MID-CONTINENT AIRPORT
COMMERCIAL OPERATIONS PERMIT

By and Between
THE WICHITA AIRPORT AUTHORITY
and
Wichita Brewing Company, LLC

This Operating Permit ("Permit") is made and entered into this October 1, 2013 between The Wichita Airport Authority ("Authority") and Wichita Brewing Company, LLC, a limited liability company organized and existing under the laws of the State of Kansas ("Permittee").

In consideration of the rights, privileges, and mutual obligations contained in this Permit, Authority and Permittee agree as follows:

1. Term and Cancellation Provisions.

The term of this Permit shall commence on October 1, 2013 and terminate September 30, 2014, with four, consecutive one-year options available on the same terms. This Permit may be cancelled by either party, without cause, by giving a 30-day written notice.

In the event the Director of Airports determines that termination with less than a thirty-day notice is necessary to protect public health, safety or welfare, this Permit may be terminated by the Director of Airports upon such notice as the Director of Airports deems appropriate under the circumstances. Termination or expiration of this Permit shall not relieve the parties of any liabilities or obligations hereunder which shall have accrued on or prior to the date of termination. Upon the termination of this Permit, Permittee shall cease forthwith all operations upon the Wichita Mid-Continent Airport (Airport) and shall pay in full all fees and other amounts payable to Authority as set forth in this Permit, then due and owing.

2. Services Provided by Permittee.

Subject to all terms and conditions set forth in this Permit, the Permittee is hereby granted a NON-EXCLUSIVE privilege to provide a mobile food vending service in areas designated in this Permit and no other location, unless prior written approval is obtained from the Authority.

3. Location and Times of Operation

Permittee is granted permission to operate a mobile food vending service vehicle at any of the designated areas, as set forth and shown on the attached Exhibit "A". Subsequent to the grant of this Permit, upon mutual consent of both parties, it is understood and agreed that

changes may be made to Exhibit “A”, under the written authority of the Director of Airports, without requiring formal amendment to the Permit. The designated area shall not include customer parking.

Permittee shall only operate on Mondays, Tuesdays, Wednesdays, Thursdays and Fridays during the hours of 11:00 a.m. – 1:30 p.m. Subsequent to the grant of this Permit, upon mutual consent of both parties, it is understood and agreed that changes to the days and times of operation may be made, under the written authority of the Director of Airports, without requiring formal amendment to the Permit.

4. Standards of Service Requirements.

Permittee shall, in and about the Airport, exercise reasonable control over the conduct, demeanor and appearance of its employees, agents and representatives and the conduct of its contractors and suppliers who conduct business at the Airport. Upon objection from the Authority to Permittee’s representative, agents or employees concerning the conduct, demeanor or appearance of any such persons, Permittee shall immediately take all reasonable steps to remove or remedy the cause of the objection.

General: Permittee agrees at all times to conduct its operations and maintain the quality of its service in a manner satisfactory to Authority.

Qualifications: Prior to beginning service at the Airport, and at all times during the effective term of this Permit, Permittee must provide, and maintain on file with Authority, a copy of current licenses and permits demonstrating that Permittee has met the necessary requirements to conduct such service.

Employees Conduct: All employees of Permittee shall, at all times while on duty at Airport, conduct themselves with exemplary demeanor, be courteous and polite to the public and not engage in any raucous or offensive conduct. Authority shall be the sole judge as to whether the conduct of employees of Permittee meets the requirements hereof, and upon notice from Authority of any nonconformity herewith, Permittee shall forthwith take all steps necessary to eliminate the complained-of condition.

Vehicles: Permittee’s vehicles shall not be operated unless they are in safe operating condition, clean, duly repaired, currently registered, and meet all federal, state and municipal requirements.

Licensed Drivers: When operating Permittee’s vehicles, drivers shall have in their immediate possession all necessary permits and licenses, including but not limited to a valid driver’s license of the proper class, issued by the state of Kansas Department of Motor Vehicles.

Safe Operation of Vehicles: Permittee shall ensure that its owned, leased and rental vehicles, when operated by any of its employees, contractors, or agents, are operated in a safe and legal manner and in compliance with all posted traffic control signs posted speed limits and rules of the road. Upon objection from Authority to Permittee concerning the

operation of such equipment and vehicles, or the unsafe and unclean condition of the equipment and vehicles, Permittee will immediately remedy the cause of the objection.

Waste Collection and Disposal: Permittee shall collect and dispose all trash/waste associated with the mobile food service in Permittee's own waste collection bins. Permittee shall make every effort to maintain the servicing areas in a clean and orderly manner satisfactory to the Authority.

Questions or complaints regarding the quality of services, whether raised by users, Authority or otherwise, may be submitted to Permittee for response. At Authority's request, Permittee shall meet with the Authority to review any complaints or concerns and to promptly correct any deficiencies. The Authority's determination as to the quality of operation or services shall be conclusive, and curative measures shall be implemented by Permittee as expeditiously as possible.

Failure on the part of the Permittee to correct, modify or rectify any deficiencies within thirty (30) days following written notice from the Authority, or failure after such notice to correct, modify or rectify any deficiencies in an expeditious manner in such additional time period as Authority may allow, may be a material breach of this Permit and a cause for the exercise of any remedies, including the termination of the Permit without additional notice.

Permittee will not block any areas used for ingress and egress by Airport traffic and will not interfere with the activities of Authority, its agents, employees or other Airport tenants.

5. Prohibited Conduct

The parties agree that the following conduct by Permittee, its employees, representatives and agents, is prohibited:

1. Providing false information to Authority personnel.
2. Submitting to Authority any financial documents or rental contracts in an altered, fictitious or fraudulent form.
3. Delivering equipment, goods or services to an Airport Customer that is in such a poor condition that it violates any health or safety requirements, or other applicable laws.
4. Engaging in any action or activity that is prohibited by the Authority's Code, Rules or Regulations.
5. Placing or causing to be placed advertising brochures or business cards in the Airport terminal.
6. Using or placing starters, skycaps, porters, booth personnel, agents or other personnel on the curbs or sidewalks or in the terminals at Airport.

The Parties agree that the prohibitions listed above at numbers 1-3 are grounds for termination and the prohibitions listed above at numbers 4-6 are only deficiencies allowing correction.

6. Fees and Charges

- a. Permittee agrees to pay to Authority a charge, payable monthly, for the privileges herein granted by the Authority. Permittee covenants and agrees to pay two and half percent (2 1/2%) of Permittee's Gross Receipts (as defined in Paragraph B) obtained each month from customers of Permittee's mobile concession operation at the Airport.
- b. Definition of Gross Receipts. "Gross Receipts", as used herein, shall mean all charges due and payable to Permittee from its mobile concession operation at the Airport, but shall not include any tax, charges or fees levied by any competent governmental authority, which are separately stated and collected from Permittee or its customers.
- c. Payment Procedure. Permittee shall submit to Authority by the 15th day of the following month of the term hereof:

Two copies of an accurate statement of Gross Receipts for the preceding month, and payment to the Authority that is two and half percent (2 1/2%) of the Gross Receipts reported for the preceding month. Statements shall be certified by a responsible officer of Permittee.

A report reflecting the revenue received from and the number of transactions by Permittee's customers at the Airport locations specified on Exhibit "A". Said report shall show a breakdown by day.

- d. Notice, Place and Manner of Payments.
Permittee shall make all payments to the Wichita Airport Authority, and in a form acceptable to Authority. ACH direct deposit is preferred. Bank account and routing information is available upon request. Payments made by check shall be delivered or mailed to:

Wichita Airport Authority
2173 Air Cargo Road
Wichita, Kansas 67209

or such other address as designated in writing.

- e. Late Payments. In the event LESSEE fails to make payment within ten (10) days of the dates due as set forth in this Section, then LESSOR may charge LESSEE a monthly service charge of twelve percent (12%) on an annual basis for any such overdue amount, plus reasonable attorneys' and administrative fees incurred by LESSOR in attempting to obtain payment.
- f. Certification at Year End. Within 120 days after the close of each Permit year hereunder, Permittee shall furnish to Authority a sworn statement certified by a responsible officer of the Permit showing the total of Gross Receipts at the Airport for said Permit year and stating that Gross Receipts have been correctly reported in accordance with the terms of this Permit. In addition to the submission of the sworn statement, Permittee shall pay to Authority any additional fees due to Authority hereunder for such preceding year over the amount reported and paid monthly.

7. Representation

It is understood and agreed that Permittee shall at all times be deemed to be an independent contractor to the Authority. Nothing in this Permit shall be construed or considered to create the relationship of employer and employee between the parties. Permittee is not an agent or employee of the Authority, and shall not be entitled to any of the benefits of Authority's employees.

8. No Assignment

This Permit is a license agreement, which is personal to Permittee. It cannot be sold, assigned or otherwise transferred to any other individual or entity.

9. Quality Assurance

Permittee agrees to be diligent and to do all those things necessary and proper to serve the public fairly and in such manner that will not reflect discredit upon the Authority or cause the Authority loss or damage, and without limiting the foregoing, Permittee covenants and agrees to furnish good, prompt and efficient service adequate to meet all demands for such service at the Airport, and shall furnish such service on fair, equal and nondiscriminatory basis to all users thereof.

10. Parking

The Permittee and its employees shall have no right hereunder to park vehicles at the Airport except in parking areas designated by the Authority, as identified on Exhibit "A", attached hereto and made a part hereof.

11. Impositions

Permittee shall, during the term of this Permit, bear, pay and discharge, before the delinquency thereof, any and all lawful impositions, including all lawful taxes and assessments imposed on the premises or Permittee's possessory right therein, and Permittee's business operations.

12. **Insurance**

The Permittee agrees to maintain public liability insurance during the Term hereof, equal to or in excess of the following amounts:

<u>Type of Coverage</u>	<u>Limits Per Occurrence</u>	<u>Limits General Aggregate</u>
General Liability	\$1,000,000	\$1,000,000
Automobile	\$1,000,000	\$1,000,000

In addition, the Permittee shall maintain a Worker's Compensation and Employer's liability policy for limits of not less than the statutory requirement for Worker's Compensation, and \$500,000 Employer's Liability. This requirement will be waived to the extent that Permittee has a valid Worker's Compensation exemption statement.

Permittee agrees that in the event of future changes in the law and upon notice by the Authority, the minimum levels of insurance required by this paragraph may be increased within the bounds of commercial reasonableness to the amount that may be required to provide coverage for the types of liability described in this Section.

Permittee agrees, prior to the commencement of the Permit, to provide Authority with copies of all policies or certificates evidencing that such insurance is in full force and effect, and stating the terms thereof, and shall name the City of Wichita and the Wichita Airport Authority as additional insureds.

Permittee shall be solely responsible for obtaining insurance policies that provide coverage for losses of Permittee-owned property. Authority shall not be required to provide such insurance coverage or be responsible for payment of Permittee's cost for such insurance.

13. **Portable Storage Containers/Structures**

Unless specifically approved in writing, and under conditions specified by Authority, Permittee shall not place or allow to be placed upon the premises outside of an enclosed permanent building or structure any type of portable storage container, trailer, unit, box, or barrel which is used to store merchandise and/or equipment and supplies. Authority will not unreasonably withhold approval of such container if such is of a temporary nature.

Permittee shall not place or allow to be placed upon the premises, any type of portable or temporary structure or device. Unless specifically approved, and then only under conditions specified by Authority.

14. **Third Party Rights**

It is specifically agreed between the parties that it is not intended by any of the provisions of any part of this Permit to create in the public or any member thereof status as a third-party beneficiary hereunder, or to authorize anyone not a party to this Permit to maintain a suit for damages pursuant to the terms or provisions of this Permit.

15. Damage to Airport Facilities

Permittee shall be responsible for any and all damage to the Airport caused by the intentional acts or negligence of Permittee, its agents, employees, contractors, subcontractors or invitees including, but not limited to, damage to terminal areas, ramp and taxiway areas, engine run-up areas, runways, hangar facilities, and any and all areas where any activities are performed by Permittee.

16. Rules and Regulations

Permittee, its agents and employees, shall be subject to any and all applicable rules, regulations, standard operating procedures, orders and restrictions which are now in force or which may hereafter be adopted by the Authority, the City of Wichita, Kansas, the Federal Aviation Administration, or the Transportation Security Administration, in respect to the operation of the Airport; and shall also be subject to any and all applicable laws, statutes, rules, regulations or orders of any governmental authority, federal or state, lawfully exercising authority over the Airport or Permittee's operations conducted hereunder.

Authority shall not be liable to Permittee for any diminution or deprivation of its contractual rights hereunder on account of the exercise of any such authority as in this Section provided, nor shall Permittee be entitled to terminate this Permit by reason thereof unless the exercise of such authority shall so interfere with Permittee's exercise of the rights hereunder as to constitute a termination of this Permit by operation of law in accordance with the laws of the State of Kansas.

Authority shall be held harmless for any and all breaches of Federal Aviation Administration, Transportation Security Administration, or Authority's security rules or regulations caused by the Permittee, its agents or employees, including regulatory fines or penalties imposed as a result except to the extent caused by Authority.

17. Non-discrimination EEO/AAP

The Permittee agrees that it will not discriminate or allow discrimination against any person on the basis of race, color, sex, religion, national origin or ancestry, disability, or age, except where age is a bona fide occupational qualification, in its operations or services being provided at the premises, and its use or occupancy of the premises under this Permit. The Permittee agrees to comply with all applicable provisions of the Civil Rights Act of 1964, as amended; the Equal Employment Opportunity Act of 1972; Presidential Executive Orders 11246, 11375 and 11141; Part 60 of Title 41 of the Code of Federal Regulations; the Age Discrimination in Employment Act of 1967; the Kansas Act Against Discrimination, K.S.A. 44-1000, et seq.; the Code of the City of Wichita Section 2.12.950; and any laws, regulations or amendments as may be promulgated thereunder, including any Ordinance of the City of Wichita, Kansas, presently, existing or hereafter enacted, which pertains to civil rights and equal employment opportunity.

18. FAA Requirements

Authority and Permittee further agree that the requirements of the Federal Aviation Administration set out below are approved by both parties, and if applicable, Permittee agrees to comply with all FAA requirements with respect to its operations, use of the Airport and this Permit.

- (a) To the extent applicable, the Permittee assures that it will undertake an affirmative action program as required by 14 CFR Part 152, Subpart E, to insure that no person shall on the grounds of race, creed, color, national origin, or sex be excluded from participating in any employment activities covered in 14 CFR Part 152, Subpart E. The Permittee assures that no person shall be excluded on these grounds from participating in or receiving the services or benefits of any program or activity covered by this subpart. The Permittee assures that it will require that its covered suborganizations provide assurances to the Permittee that they similarly will undertake affirmative action programs, and that they will require assurances from their suborganizations, as required by 14 CFR Part 152, Subpart E, to the same effect.
- (b) It is understood and agreed that nothing herein contained shall be construed to grant or authorize the granting of an exclusive right within the meaning of Section 308 of the Federal Aviation Act of 1958.
- (c) Permittee agrees to furnish service on a fair, equal and not unjustly discriminatory basis to all users thereof, and to charge fair, reasonable and not unjustly discriminatory prices for each unit or service; PROVIDED, that Permittee may make reasonable and nondiscriminatory discounts, rebates or other similar types of price reductions to volume purchasers.
- (d) Authority reserves the right (but shall not be obligated to permit) to maintain and keep in repair the landing area of the Airport and all publicly-owned facilities of the Airport, together with the right to direct and control all activities of Permittee in this regard.
- (e) Authority reserves the right further to develop or improve the landing area and all publicly-owned air navigation facilities of the Airport as it sees fit, regardless of the desires or views of Permittee, and without interference or hindrance.
- (f) Authority reserves the right to take any action it considers necessary to protect the aerial approaches of the Airport against obstruction, together with the right to prevent Permittee from erecting, or to be erected, any building or other structure on the Airport which, in the opinion of Authority, would limit the usefulness of the Airport or constitute a hazard to aircraft.
- (g) During time of war or national emergency Authority shall have the right to enter into an agreement with the United States Government for military or naval use of part or all of the landing area, the publicly-owned air navigation facilities and/or other areas or facilities of the Airport. If any such agreement is executed, the provisions of this instrument, insofar as they are inconsistent with the provisions of the agreement with the Government, shall be suspended.

- (h) It is understood and agreed that the privileges granted by this Permit will not be exercised in such a way as to interfere with or adversely affect the use, operation, maintenance or development of the Airport.
- (i) There is hereby reserved to Authority, its successors and assigns, for the use and benefit of the public, a free and unrestricted right of flight for the passage of aircraft in the air space above of the surface the designated areas made available to Permittee for its use, together with the right to cause in said airspace such noise as may be inherent in the operation of aircraft now known or hereafter used for navigation of or flight in the air, using said airspace or landing at, taking off from or operating on or about the Airport.
- (j) This Permit shall become subordinate to provisions of any existing or future Permit between the Authority and the United States of America or any agency thereof relative to the operation, development or maintenance of the Airport, the execution of which has been or may be required as a condition precedent to the expenditure of federal funds for the development of the Airport.

19. Modifications for Granting FAA Funds

In the event that the Federal Aviation Administration requires modifications or changes to this Permit as a condition precedent to granting of funds for the improvement of the Airport, Permittee agrees to consent to such reasonable amendments, modifications, revisions, supplements or deletions of any of the terms, conditions or requirements of this Permit as may be reasonably required to enable the Authority to obtain said Federal Aviation Administration funds, provided that in no event shall such changes materially impair the rights of Permittee hereunder or materially increase its obligations.

20. Indemnity

Permittee shall protect, defend and hold Authority and the City of Wichita and its officers, agents and employees completely harmless from and against any and all liabilities, losses, suits, claims, judgments, fines or demands arising by reason of injury or death of any person or damage to any property, including all reasonable costs for investigation and defense thereof (including but not limited to attorney fees, court cost and expert fees), of any nature whatsoever arising out of or incident to this Permit and/or the Permittee's use or occupancy of the premises or the acts or omissions of Permittee's officers, agents, employees, contractors, subcontractors, or licensees, regardless of where the injury, death or damage may occur, except to the extent such injury, death or damage is caused by the negligent acts or omissions of the City of Wichita or Authority's officers, agents, employees, contractors, subcontractors, or licensees, regardless of where the injury, death or damage may occur. The Authority shall give to Permittee reasonable notice of any such claim or actions. The provisions of this Section shall survive the expiration or early termination of this Permit.

Authority shall protect, defend and hold Permittee and its officers, agents and employees completely harmless from and against any and all liabilities, losses, suites, claims, judgments, fines or demands arising by reason of injury or death of any person or damage to any property, including all reasonable costs for investigation and defense thereof (including

but not limited to attorney fees, court cost and expert fees), of any nature whatsoever arising out of or incident to this Permit and/or the Authority's operation of the Airport or the acts or omissions of Authority's officers, agents, employees, contractors, subcontractors, or licensees, regardless of where the injury, death or damage may occur, except to the extent such injury, death or damage is caused by the negligent acts or omissions of Permittee's officers, agents employees, contractors, subcontractors, or licensees, regardless of where the injury, death or damage may occur. The Permittee shall give to Authority reasonable notice of any such claim or actions. The provisions of this Section shall survive the expiration or early termination of this Permit.

21. Authority's Right to Develop Airport

- (a) Permittee acknowledges that the Authority is seeking governmental approvals for the expansion of the Airport. Permittee agrees to cooperate with Authority in connection with Authority's efforts to obtain such approvals. From and after the date of execution of this Permit, Permittee agrees (i) to support the Authority's efforts to obtain such approvals; and (ii) to execute any document(s) or instrument(s) reasonably requested by Authority in order to assist Authority in obtaining such approvals, provided that Permittee shall not be required to bear any expense in connection therewith and the Permittee shall not be deemed an agent of the Authority as a result of any such signature.
- (b) This Permit shall vest in Permittee no right, title or interest whatsoever in or to any of the Authority's lands or any adjacent lands or roadways, other than the privilege of using the same for the purpose of this Permit and upon the terms and conditions set forth.

22. Construction Inconvenience

Permittee agrees that from time to time during the term of this Permit, Authority shall have the right to initiate Airport construction, including but not limited to terminal facilities, roadways, parking areas for aircraft and ground vehicles, runways, and taxiway areas. Permittee agrees that it shall not hold Authority, including its officers, agents, employees and representatives, liable for damages, of any nature whatsoever to it due to the Airport construction. Permittee shall hold Authority harmless for all damages arising out of or caused by inconveniences and/or interruptions of its activities at the Airport, and personal injury, including death, and property damage due to the Airport constructions. Permittee's waiver of its rights to make claims for damages include claims based on Authority's negligence or intentional conduct and is made voluntarily.

23. Environmental

- (a) The Permittee hereby covenants that it will not cause or Permittee any Hazardous Substances to be placed, held, located, or disposed of, on, under or at the Airport, other than in the ordinary course of business and in compliance with all applicable laws.
- (b) In furtherance and not in limitation of any indemnity elsewhere provided in this Permit to the Authority, the Permittee hereby agrees to indemnify and hold harmless the Authority and the City of Wichita from and against any and all losses, liabilities, including strict liability, damages, injuries, expenses, including reasonable attorneys' fees, costs of any settlement or judgment and claims of any and every kind whatsoever paid, incurred or suffered by, or asserted against, the Authority or the City of Wichita by any person or entity for or arising out of the presence on or under, or the escape, seepage, leakage, spillage, discharge, emission, discharging or release on the Airport during any term of this lease of any Substance (hazardous or otherwise) regulated by any applicable statute, law, ordinance, code, rule, regulation, order or decree regulating, relating to or imposing liability, including strict liability, or standards of conduct concerning, any Hazardous Substance (including, without limitation, any losses, liabilities, reasonable attorneys' fees, costs of any settlement or judgment or claims asserted or arising under the Comprehensive Environmental Response, Compensation and Liability Act, any federal, state or local so-called "Superfund" or "Super lien" laws), if such presence, escape, seepage, leakage, spillage, discharge, emission was caused by the Permittee, or persons within the control of the Permittee, its officers, employees, agents, contractors, invitees and/or licensees, or if such Substance (hazardous or otherwise) was owned by, or located on the Airport by, the Permittee (without regard to the actual cause of any escape, seepage, leakage, spillage, discharge, emission or release).
- (c) If, during the term of this Permit, the Permittee receives any notice of (i) the happening of any event involving the use (other than in the ordinary course of business and in compliance with all applicable laws), spill, release, leak, seepage, discharge or cleanup of any Substance (hazardous or otherwise) on the Airport or in connection with the Permittee's operations thereon or (ii) any complaint, order, citation or notice with regard to air emissions, water discharges, or any other environmental, health, or safety matter affecting the Permittee from any persons or entity (including, without limitation, the United States Environmental Protection Agency (the "EPA") or the Kansas Department of Health and Environment ("KDHE")), the Permittee shall immediately notify the Authority in writing of said notice.
- (d) The Authority shall have the right, but not the obligation, and without limitation of the Authority's other rights under this Permit, to take such action(s) as deemed necessary or advisable to inspect, clean up, remove, resolve or minimize the impact of, or to otherwise deal with, any Substance (hazardous or otherwise) or environmental complaint following receipt of any notice from any person, including, without limitation, the EPA or KDHE, asserting the existence of any Substance (hazardous or otherwise) or an environmental complaint pertaining to the Airport or any part thereof which, if true, could result in an order, suit or other action against the Permittee and/or which, in the reasonable judgment of the Authority, could jeopardize its interests under this Permit. If such conditions are caused by circumstances within the control of

the Permittee or if such circumstances result from a Substance (hazardous or otherwise) owned by, or located on the Airport by, the Permittee (without regard to the actual cause of any escape, seepage, leakage, spillage, discharge, emission or release) all reasonable costs and expenses incurred by the Authority in the exercise of any such rights shall be payable by the Permittee, within 15 days of written demand by Landlord.

- (e) In the event the Permittee should receive an environmental notice of non-compliance from any Federal, State and/or local entity, the Permittee shall cease its operation on Airport and at Permittee's expense conduct an independent environmental audit of its Airport operations. Airport operations will not continue until the matter of non-compliance is remedied and the environmental non-compliance issues cease to exist.
- (f) Subject to any limitations or restrictions imposed by the Kansas Budget Law or Cash Basis Law, the Authority hereby agrees to indemnify and hold harmless the Permittee from and against any and all losses, liabilities, including strict liability, damages, injuries, expenses, including reasonable attorneys' fees, costs of any settlement or judgment and claims of any and every kind whatsoever paid, incurred or suffered by, or asserted against, the Permittee by any person or entity for, arising out of, the presence on or under, or the escape, seepage, leakage, spillage, discharge, emission, discharging or release from the Airport during the term of this Permit and the period prior to the term of this Permit of any Substance (hazardous or otherwise) (including, without limitation, any losses, liabilities, reasonable attorneys' fees, costs of any settlement or judgment or claims asserted or arising under the Comprehensive Environmental Response, Compensation and Liability Act, any federal, state or local so-called "Superfund" or "Super lien" laws, or any other applicable statute, law, ordinance, code, rule, regulation, order of decree regulating, relating to or imposing liability, including strict liability, or standards of conduct concerning any Hazardous Substance) unless such presence, escape, seepage, leakage, spillage, discharge, emission or release was caused by the Permittee, or persons within the control of the Permittee, its officers, employees, agents, invitees and/or licensees, or if such Substance (hazardous or otherwise) was owned by, or placed upon the Airport by, the Permittee (without regard to the actual cause of any escape, seepage, leakage, spillage, discharge, emission or release except to the extent such was caused by the Authority).

Environmental compliance shall not be limited to those items noted within this lease but shall include any current or future federal, state, or local law, statute or regulation, that may be required of Permittee's operation (storage or use of Substances (hazardous or otherwise), activities of Permittee's employees or contracted vendor's etc.). Tenant shall provide Authority upon request copies of any plan, training program, training records, material safety data sheet or any other documentation required by said laws.

- (g) The provisions of this article shall survive the termination of this Permit.

24. Notices.

Notices to Authority provided for herein shall be sufficient if sent by registered or certified mail, postage prepaid, addressed to:

The Wichita Airport Authority
2173 Air Cargo Road
Wichita, Kansas 67277-0130

Notices to Permittee provided for herein shall be sufficient if sent by registered or certified mail, postage prepaid, addressed to:

Wichita Brewing Company, LLC
8815 W. 13th, Suite 100
Wichita, Kansas 67212

ATTN: Greg Gifford

or to such other respective addresses as the parties may designate in writing from time to time.

IN WITNESS WHEREOF, the parties hereto have executed this Permit the day and year first above written.

ATTEST:

THE WICHITA AIRPORT AUTHORITY
WICHITA, KANSAS

By _____
Karen Sublett, City Clerk

By _____
Carl Brewer, President
"AUTHORITY"

By _____
Victor D. White, Director of Airports

ATTEST:

Wichita Brewing Company, LLC

By _____

By _____
Greg Gifford, Co-Owner
"PERMITTEE"

APPROVED AS TO FORM: _____ Date: _____
Director of Law

EXHIBIT A

**SERVICE
LOCATION**

LEARJET WAY

HARRY STREET

W
A
A

Localizer
1L

MIDFIELD ROAD

L1

D1

TAXIWAY D

D2

AIR CARGO ROAD

MID-CONTINENT DRIVE

CROSSFIELD ROAD

**SERVICE
LOCATION**

WICHITA BREWING COMPANY LOCATIONS

WICHITA MID-CONTINENT AIRPORT

THE WICHITA AIRPORT AUTHORITY

WICHITA, KANSAS

DATE	DR. BY	SCALE	SHEET
9/16/13	H.G.O.	1" = 400'	1 of 1

**City of Wichita
City Council Meeting
October 1, 2013**

TO: Wichita Airport Authority

SUBJECT: Air Capital Terminal 3
Change Order No. 13 - Baggage Handling System and Curtain Wall Glazing
Modifications
Wichita Mid-Continent Airport

INITIATED BY: Department of Airports

AGENDA: Wichita Airport Authority (Consent)

Recommendation: Approve the change order.

Background: On July 17, 2012, the Wichita Airport Authority (WAA) approved a construction contract with Key-Walbridge to make improvements at Mid-Continent Airport generally described as follows: Air Capital Terminal 3, Package #12, New Terminal Building. The plans for the Baggage Handling System (BHS) were designed under the Transportation Security Administration (TSA) planning guidelines and design standards in effect at the time of design. The TSA has updated its guidelines and the current version of the design standards has significant improvements over the earlier version. TSA has informed the WAA that these improvements are required as a part of this project. On February 14th, a stop work order was issued to Key-Walbridge for work items related to the BHS awaiting the redesign to incorporate the added security improvements to the BHS. The updated design has now been completed and pricing obtained for these BHS improvements, which include expediting the BHS schedule to coincide with the overall program schedule. The financial agreements with TSA and WAA provide for 95% of this cost to be funded by the TSA.

The exterior glass on the Terminal in the ticketing and baggage claim areas was designed as a combination of three types of glass that have varying degrees of transparency. After the samples of the various types were delivered and carefully reviewed, a determination by the design team and staff deemed it more appropriate and aesthetically pleasing to decrease the area of translucent glass and increase the area of the more transparent glass types. Modifications were made to each type that resulted in a net increase in cost.

A height limitation on the building due to sight line requirements from the Federal Aviation Administration (FAA) air traffic control tower has condensed the area between the first floor ceiling and the second floor slab. Numerous modifications have been necessary in order to accommodate the HVAC ductwork, communication cable trays, gravity plumbing lines, and electrical facilities. The drawings have been revised to better weave these lines through the building without conflicting with each other.

Several other changes include: extending vent and communication lines from an existing oil separator tank now, rather than have it included in a future project with the Apron paving; adding drains to the escalator pits; rerouting some potable water lines that resulted in a savings; extending the concrete base to a light pole in the dock area for added protection; and adding a yard hydrant.

Analysis: A change order has been prepared for the cost of the additional work. Funding is available within the program budget.

Financial Considerations: The total cost of the additional work is a not to exceed an amount of \$927,664. The original contract amount is \$101,500,542. This change order represents 0.9% of the original contract amount.

Legal Considerations: The Law Department has reviewed and approved the change order as to form. The change order amount is within the 25% of contract cost limit set by City Council policy.

Recommendation/Action: It is recommended that the Wichita Airport Authority approve Change Order No. 13 and authorize the necessary signatures.

Attachments: Change Order No. 13.

CHANGE ORDER (CO)

Change Order No.: 013

Project Name: ACT 3 Terminal Building
City of Wichita Project No.: 455-361-4
FAA AIP Project No.: 3-20-0088-64

Date: 10/1/2013
To (Contractor): Key Walbridge Joint Venture

THE CONTRACT IS CHANGED AS FOLLOWS:

Give description of work. Reference Change Proposal No., Change Directive No., Change Request No., and any other documents as applicable. Your attention is directed to Article 8 and Article 10 of the General Conditions of the Contract for guidelines in pricing and documentation to be provided.

List applicable CR # PCO #, CD # etc.	Description	Amount
TB - 043, 045, 047, 048, 050, 052, 054, 055, 056, 058	SEE ATTACHED DOCUMENTATION	927,664.00
Total:		927,664.00

Original Contract Award Sum: \$101,500,542.00
Net Change by Previous authorized Change Orders: \$172,356.00
Total Contract Sum Prior to this Change Order: \$101,672,898.00
Net increase/decrease in Contract Sum this Change Order: \$927,664.00
NEW CONTRACT SUM INCLUDING THIS CHANGE ORDER: \$102,600,562.00

Original Contract Time : 860 Days
Current Contract Time : 860 Days
This Change time add / deduct : 0 Days
Adjusted Contract Time : 860 Days

Except as modified in this agreement, all terms and conditions of the original Contract remain unchanged, in full force and effect, and are incorporated into this agreement to apply with equal force to the work described herein. This change order reflects complete and final payment for all costs for this Change including any and all schedule, field and home office overhead costs.

I hereby certify that I have reviewed and accept this Change Order in its entirety waive and release the Wichita Airport Authority (WAA) from any and all claims or cause of action arising therefore.

The undersigned Contractor has determined with regards to this Contract Change that ☐ the circumstances necessitating this Change in performance were not reasonably foreseeable at the time the bid was let, and that the Change does not expand the scope of work to be performed under the original Contract as signed, or that the Change Order, or that ☐ these conditions are not met, but the Change is in the best interest of the Wichita Airport Authority and adds value or utility that justifies WAA approval/outside the existing policy.

ACCEPTED BY CONTRACTOR - Charlie Pfeifer

19 Sep 13
DATE

RESIDENT ENGINEER APPROVAL - James Armour, P.E.

9-19-2013
DATE

PROGRAM MANAGER APPROVAL - Patrick McCollom, P.E.

DATE

DIRECTOR OF AIRPORTS APPROVAL - Victor White

DATE

DIRECTOR OF LAW, APPROVAL AS TO FORM - Gary Rebenstorf

DATE

MAYOR APPROVAL - Carl Brewer

DATE

CITY CLERK ATTEST

DATE

CHANGE ORDER (CO)

THE CONTRACT IS CHANGED AS FOLLOWS:

PAGE 2 of CHANGE ORDER #013

Give description of work. Reference Change Proposal No., Change Directive No., Change Request No., and any other documents as applicable. Your attention is directed to Article 8 and Article 10 of the General Conditions of the Contract for guidelines in pricing and documentation to be provided.

List applicable CR #, PCO #, CD # etc.	Description	Amount
TB 043	Revised 45' light pole style and base in accordance with RFI 0315 response. Extend concrete base 3' above ground for added protection.	\$2,656
TB 045	PART 1 Baggage Handling System - Room layout and under slab modifications for the TSA baggage screening system and area to accommodate latest TSA system requirements (version 4.1). This item is eligible for reimbursable TSA participating funding.	\$86,126
TB 047	Perform work per ASI 002A. Extend vent pipes from existing separator tank to a pier and communication/electrical lines to building prior to Apron Phase III project.	\$20,455
TB 048	Reconfigure HVAC ductwork; per ASI 001.	\$53,974
TB 050	Shorten the potable water route to boarding bridges. The owner will take possession of the copper pipe and fittings, in addition to the \$760 credit.	(\$760)
TB 052	Per ASI 007: Change glass from translucent to vision glass. This is a not-to-exceed amount which includes estimated costs to expedite the schedule.	\$112,724
TB 054	Part 2 Baggage Handling System: Above grade changes based on TSA's Planning Guidelines and Design Standards (PGDS) from 1.0 to version 4.1. This is a not-to-exceed amount which includes estimated costs to expedite the schedule. This item is eligible for reimbursable TSA participating funding.	\$629,709
TB 055	Provide new one-inch service tap and water line with a new frost proof water hydrant and concrete pad on the east end of the building.	\$3,325
TB 056	Per ASI 009: Changes to ceiling heights per Architectural Drawings and ductwork changes to HVAC Drawings.	\$2,955
TB 058	Install drains in each of the two escalator pits and connect to 6" sanitary sewer line.	\$16,500
Total:		\$927,664

**City of Wichita
City Council Meeting
October 1, 2013**

TO: Wichita Airport Authority

SUBJECT: Air Capital Terminal 3
Change Order No. 13 - Baggage Handling System and Curtain Wall Glazing
Modifications
Wichita Mid-Continent Airport

INITIATED BY: Department of Airports

AGENDA: Wichita Airport Authority (Consent)

Recommendation: Approve the change order.

Background: On July 17, 2012, the Wichita Airport Authority (WAA) approved a construction contract with Key-Walbridge to make improvements at Mid-Continent Airport generally described as follows: Air Capital Terminal 3, Package #12, New Terminal Building. The plans for the Baggage Handling System (BHS) were designed under the Transportation Security Administration (TSA) planning guidelines and design standards in effect at the time of design. The TSA has updated its guidelines and the current version of the design standards has significant improvements over the earlier version. TSA has informed the WAA that these improvements are required as a part of this project. On February 14th, a stop work order was issued to Key-Walbridge for work items related to the BHS awaiting the redesign to incorporate the added security improvements to the BHS. The updated design has now been completed and pricing obtained for these BHS improvements, which include expediting the BHS schedule to coincide with the overall program schedule. The financial agreements with TSA and WAA provide for 95% of this cost to be funded by the TSA.

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Financial Considerations: The total cost of the additional work is a not to exceed amount of \$927,664. The original contract amount is \$101,500,542. This change order represents 0.9% of the original contract amount.

Legal Considerations: The Law Department has reviewed and approved the change order as to form. The change order amount is within the 25% of contract cost limit set by City Council policy.

Recommendation/Action: It is recommended that the Wichita Airport Authority approve Change Order No. 13 and authorize the necessary signatures.

Attachments: Change Order No. 13.